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Legal Advertisements.

MORTGAGE SALE.—By an Indenture of mortgage, bearing date the 9th day of February, A. D. 1857, executed by Reuben Taylor, Esq., of Chicago, and Rosa A. Taylor, his wife, mortgagors, to James W. Cochrane and Samuel F. Hunt, of same place, mortgagees, which said mortgage was duly recorded in said office, on the 10th day of February, A. D. 1857, and was assigned by said mortgagees to Ezekiel Sturges, of Chicago, aforesaid, by deed bearing even date therewith and duly recorded in said office, on the 10th day of February, A. D. 1857, to secure the payment of the sum of Two Thousand Dollars and interest, according to the tenor and effect of a certain promissory note executed by said Reuben Taylor, and bearing even date with said mortgage, and payable to the order of said mortgagees, at the office of Ezekiel Sturges, in said Chicago, in one year after the date thereof, with interest thereon at the rate of ten per cent per annum, from the date thereof, and whereas default has been made in the payment of said sum of money, and the interest thereon, and the whole of said principal sum is now due and unpaid, and no suit or proceeding at law has been instituted to recover the same, and the undersigned, the present owner and holder of said note and mortgage, has elected, and does hereby elect, to declare the whole of said principal sum due and payable, and to foreclose said mortgage for the same, and the interest thereon, and all moneys paid by him for taxes and insurance on said premises, with interest thereon, and the costs of foreclosing said mortgage, and the attorney's fee stipulated for in said note and mortgage, and the power of sale therein contained, by virtue of which the undersigned is authorized to sell said premises, and to make sale thereof, and of all the right, title and equity of redemption of the said Reuben Taylor, therein and thereto, at public auction, to the highest bidder for cash, on the 16th day of July, A. D. 1859, at the hour of ten o'clock, A. M., of that day, at the north door of the Court House in the said city of Chicago, (that being the place where the Circuit Court of Cook County, in said State of Illinois, is now holden,) and will on that day, at the hour and place aforesaid, sell the same at public auction to the highest bidder for cash, the said sale to be made subject to redemption at any time within one year from the day of the said sale, pursuant to the statute in such case made and provided.
Dated, Chicago, June 22d, 1859.
SAMUEL B. PAY,
Owner of said note and mortgage.
FULLER & WOOD, Att'ys.

MORTGAGE SALE.—By an Indenture of Mortgage, bearing date the 6th day of January, A. D. 1857, executed by Asa P. Fowers and Rebecca P. Fowers, husband and wife, of Cook County, Illinois, mortgagors, to Albert R. Fay and Samuel D. Fay, co-partners under the name and style of the Company of Fay & Co., of Chicago, Illinois, mortgagees, the said mortgagors, to secure the payment to the said mortgagees of the sum of one thousand one hundred and thirty-five cents, according to the tenor and effect of a certain promissory Note mentioned in said mortgage, bearing even date therewith and payable three months after the date thereof, with interest thereon at the rate of ten per cent per annum, from the date thereof, and whereas default has been made in the payment of said sum of money, and the interest thereon, and the whole of said principal sum is now due and unpaid, and no suit or proceeding at law has been instituted to recover the same, and the undersigned, the present owner and holder of said note and mortgage, has elected, and does hereby elect, to declare the whole of said principal sum due and payable, and to foreclose said mortgage for the same, and the interest thereon, and all moneys paid by him for taxes and insurance on said premises, with interest thereon, and the costs of foreclosing said mortgage, and the attorney's fee stipulated for in said note and mortgage, and the power of sale therein contained, by virtue of which the undersigned is authorized to sell said premises, and to make sale thereof, and of all the right, title and equity of redemption of the said Asa P. Fowers, therein and thereto, at public auction, to the highest bidder for cash, on the 16th day of July, A. D. 1859, at the hour of ten o'clock, A. M., of that day, at the north door of the Court House in the said city of Chicago, (that being the place where the Circuit Court of Cook County, in said State of Illinois, is now holden,) and will on that day, at the hour and place aforesaid, sell the same at public auction to the highest bidder for cash, the said sale to be made subject to redemption at any time within one year from the day of the said sale, pursuant to the statute in such case made and provided.
Dated, June 22d, 1859.
SAMUEL D. FAY,
Owner of said note and mortgage.
FULLER & WOOD, Att'ys.

Press & Tribune.
CHICAGO.

☞ Extra copies of the PRESS AND TRIBUNE containing a full account of the awful Railroad accident near South Bend, yesterday, can be had at the Counting Room, No. 51 Clark street.

THE GREAT DISASTER.

At an early hour yesterday morning the city was startled by a report that the night express train eastward on the Michigan Southern R. R., while going at a high rate of speed, had broken through a culvert near South Bend, telling thirty passengers outright and maiming, more or less horribly, some forty or fifty more. The news traveled with astonishing rapidity through the business streets, receiving additions to the list of dead and dying at every corner, and carrying terror to scores of families who had relatives on the shattered train, or who, imperfectly understanding the news, had located the scene of the disaster on other roads where their friends were supposed to be. Before the publication of the first authentic report the street version of the casualty had fixed the number of the dead at sixty and the wounded as many more. Unfortunately the extent of the calamity had not been overestimated by rumor. The details which we publish elsewhere tell of a destruction of human life unparalled, so far as our recollection extends, in the history of western disasters. The Gasconade accident on the Pacific R. R., of Missouri, is the only one which can be compared with it in the catalogue of horrible doings, and this, if we are not mistaken, did not embrace so large a list of dead and wounded as the one which we are now called upon to chronicle.

The prominent facts of the case are, that the train which left this city for Toledo at 8 o'clock Monday evening with one hundred and fifty passengers, broke through an embankment supported by a culvert between South Bend and Mishawaka, precipitating the locomotive into the chasm, and hurling the baggage and express cars, two second class and three first class passenger cars so violently upon it that they were shivered into fragments, burying the passengers in a conglomeration of mud, drift wood, splinters and broken wheels—over which a sheet of water, which had accumulated against the embankment, instantly swept, carrying off every thing which would float and drowning the passengers who had been spared by concussion; all this in intense darkness. These would seem to be elements sufficient to account for the sixty lives lost, or said to be lost, in the fatal ravine. It is impossible as yet to locate the blame of the tragedy. All accounts agree that the embankment was undermined by a very sudden and violent rain storm Monday afternoon and evening, which filled the ravine surmounted by the culvert and embankment, transforming it from a "dry run," or an ankle-deep water course, to a powerful torrent carrying down rails, logs, leaves, brush and mud, which formed a dam across the mouth of the culvert, leaving the water to accumulate against the earth work of the road. This became saturated to the consistency of mortar; and naturally the first considerable weight thrown upon the top of it spread the whole mess like a mortar bed.

We shall be able to present a more lucid account, including a description of the topography of the disaster, in our next issue.

THE INJUNCTION CASE.

We publish on the third page the argument and decision of Judge Wilson in the case of Dean vs. Chicago, to restrain the authorities from raising money to carry on the government of the city. We say argument, because the one furnished by Dean and Wentworth's attorney was a feeble thing. The learned Judge was obliged to ransack the law libraries to discover authorities and precedents to sustain him in the conclusion to which he came. The case as made up by the complainant's bill and defendant's answer, and the respective arguments of counsel, when submitted to the Court, clearly entitled the city to a decree denying the injunction. This is evident from the fact, that the Judge found it necessary to "jump" the argument and citations put in by Van Buren, Esq., and substituted his own researches and cogitations in lieu thereof.

The case before the Court, stripped of surplussage and legal jargon, was simply this: Had the Common Council the power to issue new short bonds to take up old ones falling due? In other words, had they the right to extend the floating debt of the city six to twelve months longer, until the city treasurer would be in a condition to cancel it?

Common sense would give an affirmative answer, and respectable law would hesitate before deciding in the negative. But crotchets, sophisms and political malice are the victors, and public good goes to the wall. We will not stop to comment on the supercilious tone and language indulged in by the "Court" towards the city authorities and Common Council, as they will receive the rebuke of every respectable citizen, who will decide that Judges have no more right to be insolent than other people. The next question to consider is, how much injury has this decision inflicted upon the city, its credit and fair name? One thing is true, it has left the city without the means of raising a dollar to defray its current expenses or meet its unfunded liabilities. We can see no other recourse than the issuing of orders on the Treasury, which will be shaved and hawked about the streets until tax paying time. It is either that, or dissolve the Government, dismiss the police, turn loose the inmates of the Bridewell, open the doors of the Jail, close up the Police Court and give villains full swing, stop all public improvements, dismiss the bell-ringers, open the bridges, shut up the public schools and discharge the teachers, repudiate the public debt, and resolve society back into its original elements, when every man shall be a law unto himself. The Council will be called upon to choose which horn of the dilemma it is best to take. The city is brought to this condition through the patriotism of John Wentworth and the legal wisdom of John M. Wilson.

The Real Enjetuers.

Philip Dean admits that he was acting simply as the tool of others in the suit, as the grounds against the credit of the city. Alderman Myers of the 4th Ward, and John Wentworth were the persons that engineered the thing. Wentworth concocted it and Myers executed his instructions. Dean was only the catsa paw in the case—put forward to conceal the conspirators. The lawyer who prosecuted the case we presume will look to them for his fees.

Kansas Election.

Notwithstanding the jubilant notes at first pealed forth by the Democratic papers all along the border, and particularly in the Territory, the election results as we anticipated, only more so. The official return shows 10 Republican, and 20 Democratic members of the Constitutional Convention. A clear majority for the Republicans of twelve members, or a preponderance of more than two-thirds, we think, would make our Democratic cotemporaries take it all back, and feel rather chop-fallen.—*Kansas City Metropolitan*, 25th.

Arrival of a Steamer from Europe.

SACKVILLE, N. B., June 28.—The steamship Arabia, with Liverpool dates to the 18th inst., has arrived at Halifax, but owing to the refusal of the Nova Scotian line to transmit the Associated Press reports, the public will be deprived of the news for a day.

The Missouri Judicial Impeachment Case.

ST. LOUIS, June 27.—Judge Jackson, of this State, who has been on trial before the Senate at Jefferson City, has been acquitted on all the articles of impeachment preferred against him by the House of Representatives.

GREAT TRAGEDY.

Terrible Disaster on the Southern Michigan Road.

Norwalk and the Gasconade Revived.

FORTY LIVES LOST.

FULL PARTICULARS.

The city was horrified yesterday morning with a report that an accident, attended with unusual loss of life, had happened near Mishawakie, about 80 miles from this city, to the Express train on the Southern Michigan Road, which left the Depot in Chicago, on Tuesday evening, at 5 o'clock, P. M., with something near 150 passengers in the five cars—two second class and three first class cars—of which the train was made up. The rumor was soon confirmed by inquiry at the office of the Railroad Company; and within one hour every part of the city had heard of the great catastrophe, though nowhere was the fatality of the tragedy suspect. Report at first stated the number of killed at 30, then at 40, and later at 50; but at this hour there is no room to doubt that at least 60 human beings have been sent home by the catastrophe of which we speak. The news was alive with excitement, as several well-known citizens were on the train; but nothing of a definite character except the names of a few of the killed and a few of the saved, was known until toward evening when the following dispatch was received:

SOUTH BEND, Ind., June 28.—A little before midnight, the night express train from Chicago to Toledo, when between South Bend and Mishawaka, passing over an embankment spanning a ravine, at the base of which is a culvert, the embankment suddenly gave way, and the whole train was precipitated into the ravine, which was followed with a perfect torrent of water.

The engine was literally buried in the opposite side of the ravine in quicksand and mud, and the tender, baggage and express car, and two second-class cars, were shattered almost into kindling wood, and piled on the top of the engine. The two first-class passenger cars followed, and were torn to pieces and carried down the stream, while the sleeping car, although making the leap with the rest, was less injured.

The stream is naturally but a rivulet, but was swollen by the extraordinary rains of the previous afternoon and evening to 250 feet, and probably checked the culvert, converting the embankment into a dam, and the great weight of water, with the concussion of the crossing train, caused the sad calamity.

About 150 persons were on the train; of these 50 have been taken from the ruins dead, and 80 or 90 more are wounded, or escaped unhurt; the rest not heard from, as many of the dead were drowned in the ravine. It is feared that others not heard from have lost their lives in the same manner.

Mr. Bliss, the President of the road, and Mr. Byron Sibley, of Detroit, Conductor, were in the sleeping car and escaped uninjured. The engineer and fireman, both named Chulp, of Laporte, were killed; Hartwell, of Toledo, expressman, and Babbington, baggage master, were also killed, in the baggage-car. C. W. Smith, Road master, killed. Mrs. E. P. Gillett and child, Stone Mills, N. Y., and Mr. P. Gillett but little hurt. W. H. Gillett, Cortland, New York, missing.

The names of the dead it is impossible to obtain. They are wounded are Fred Miller, Holmesville, Ind; E. M. Knapp, Hudson, Wis.; Miss Hattie Knapp, Auburn, N. Y.; J. R. Gardner, Jonesville, Mich.; Charles Gardner, Boston; Augustus White, Holmesville, Ind.; Wm. Flannery, P. Myer, P. Quinn, C. Anderson, V. R. Anderson, all of Ainsworth, Ill.; A. D. Poser, Chicago; D. P. Rhodes, Cleveland; Miss A. Moore, Freeport; Mr. & Mrs. A. G. Jurry, Brooklyn, N. Y.; C. Jackson and Miss C. M. Elwell, Wakesha, Wis.; Gosnell, Laporte, Ind.; Wadsworth, father and son, Adrian; G. Bennett, Adrian.

Thos Nichas, Mich. City, train boy, dead; M. H. Regan, wife and daughter, Rockford, Ill., lady badly hurt, daughter not yet found; S. C. Hone, Coldwater, slightly injured; Mrs. Dring Louisville, Warren Co., Pa., slightly; W. J. Hawk, Charleston, Va., slightly; C. Yard and wife, Otsego Co., N. Y., slightly; A. Van Syckle, wife and four children, Warren Co., O., he and one child badly hurt.

Stephen H. Arnold, Decatur Co., Iowa, badly hurt; W. H. Walker, Milwaukee, slightly; O'Brien, Chicago, slighly; W. N. Connell, slightly Mary Costa, Youngstown, O., slightly; Ormand, leg broken; Miss D. A. Porter, Hudson, Mich., slightly.

The following are not hurt: Lewis Heller, Strasburg, Pa.; John Heck, Rome, Jones Co., Iowa; R. W. Tait, Susquehanna Depot, J. K. Gardner, Chicago; Henry Crease, Philadelphia; M. White, Dekalb, Ill.; S. Arnold, brother of the wounded Arnold; Calvin Hagan, Milwaukee.

Citizens of South Bend and Mishawaka turn out en mass to assist the wounded and search for the dead.

One lady was carried down the stream towards the river, but lodged in a tree-top, and heard several float by crying for help.

The Engineer had been running over the bridge from Laporte each way carefully. The train was not running faster than ten or twenty miles per hour. The train going West had passed over the embankment safely at 5.30 P. M.

The U. S. Express had over $50,000 in their safe, which broke to pieces by the collision, but the agent here has found most of it in the ruins.

One of the through mails bags was found near the river, two hundred yards from the break; other mails are lost cannot be told.

The ravine is about 25 feet deep and 75 to 100 feet wide. The night was very dark, and there was a curve in the road just before the embankment was reached.

CAUSE OF THE DISASTER.

At the spot where the disaster happened, a small stream or "branch" is crossed by the road, on an embankment 25 to 30 feet in height. Here, for the passage of the water, a good stone culvert, white is therefore proved of sufficient capacity to carry through all that descended the creek. In the afternoon and evening before the accident, that locality was visited by a rain-storm of extraordinary severity. The water fell in torrents, raising all the smaller streams, after the lapse of a few hours to an unprecedented height. It is supposed that the drift-wood carried down by the little "branch" of which we speak, accumulated on the upper side of the culvert and caused an obstruction that every chip, leaf and twig limn mainmore serious, until the passage of the water was almost entirely stopped. The water thus dammed up, attacked the embankment which is of sandy loam—more sand than loam—and soon dissolved it and carried it off, or made it so soft and yielding that as soon as the weight of the train came upon it, it gave way.

Formerly trussle work occupied the place of the culvert and embankment; but it was removed for a more permanent structure which was supposed to be equal to the purpose for which it was made. The culvert has been built several years, and up to this time no one doubted its sufficiency.

The up-train which arrived here shortly after three o'clock from the scene of the disaster, brought several of the passengers who had lately been in such imminent peril. From one of them we have the following:

The Eastern train left at the usual time on Tuesday morning at 8 o'clock, but proceeding as far as the scene of the disaster, was unable to go any further, and soon after turned back, and arrived in this city at 5½ o'clock P. M. On this train was William M. Osgood, the conductor of the fated train; he is bruised considerably about the head, shoulders and legs, but his injuries are not of a serious nature. Mr. O. has been a conductor on the road for three years past. He was yesterday confined to his bed at the Tremont House, where he made the following statement. Mr. O. is scarcely well enough to give a complete and detailed account of the accident:

STATEMENT OF THE CONDUCTOR.

I was seated in the fore-part of the first passenger car at about 12 o'clock on Monday night, when suddenly I heard a cracking in the car, as if the car was trembling and shaking, then I felt the car was plunging, when I got upon my feet to see what was the matter, and I tried to reach the center of the car, but not being able, as I felt my foothold slipping from beneath me, I commenced climbing to the roof, and succeeded in getting a hold. The roof was much broken away by this time and I got through it to the top, where I kept hold until I landed below. I then commenced climbing up, and reached the bank. I saw a number of others clambering up out of the cars, and there were several persons assisting the persons who had been injured. I saw some laborers whom I ordered to light ben-fires on the track up and down the road. Of the speed of the speed of the train I took no particular notice.—I do not think it was running at full speed, as we had just passed over a big bridge, where we usually stock up, and had not got under full headway yet. Several of the passengers in the car escaped, but I cannot remember their names, or the names of any others, although I knew some of their faces. Mr David Runnion, I think, was in the car with me, whether he escaped or not I cannot say. I should judge there were some 150 persons in the train, I could not tell as I had not taken up my checks of the second class (or emigrant) cars, or the East ern tickets. There were fifteen or twenty laborers got on the foremost of the emigrant cars from Ainsworth station and at the New Albany and Salem crossing. The emigrant cars were all smashed up. When I got out of the car the night was very dark and the water was running heavy; I was confused. I wanted to reach the telegraph station at South Bend, Ind., and started as I supposse for it, but again I forded the creek, I had gone the wrong way. I never saw any rain in this ravine before; it was what I call a dry run, and the culvert was of stone, as good as can be found upon any road. The scene of the catastrophe, is, as near as I can judge, about half way between South Bend and Mishwaukee. This (Tuesday) morning I crossed the same spot where last night was a flood, almost without more than wetting the tops of my feet. I know nothing further of the cause of the accident than the carrying away of the culvert, and I was sitting on a forward seat, with my lantern near me, when the pitching and cracking commenced.

STATEMENT OF WM. M. DARBY, OF HARBORN, WIS.

I was a passenger on the S P. M. train of the Southern Michigan Road. I, with my wife and others, occupied the first passenger car—the forward one of the first class cars. There were three first class and two second class cars, making the train. I sat near the middle of the car. At the time of the accident I was not asleep, but dozing. I had just got up and exchanged seats with my wife. I heard a heavy crash and felt the cars make what appeared to me to be a tremendous leap or plunge. It was but an instant that I felt this motion. It did not seem to me that the occupants of the car were pitched about much. I was not thrown out of my place, nor was my wife out of hers. But when the cars struck all the front part of it was demolished by the force of the concussion, and most of those occupying that end of the car must have been instantly killed by the crash. The car fell in the water. Those of us who could hurried to get out. The lights were all extinguished, and the night was cloudy and dark. I got out of a window, as the car lay partially on its side. My wife escaped, she hardly knows how. The scene at the wreck was frightful. The engine, by the giving way of the culvert and embankment, plunged down full thirty feet, and the two second-class cars were drowned in the ravine. It is feared that others not heard from have lost their lives in a fearful pile. No one in the sleeping car was killed. I had several contusions about my face and body. My wife is hurt about as much as I am.

[NOTE.—Mr. Brett, when we encountered him, was on his way to the Milwaukee train. He arrived on the train which left in the morning at 8 o'clock, for the East, but which returned, arriving here at half-past three. The horror of the scene through which he had passed, seemed to have partially paralyzed his faculties. He talked of the affair like an absent-minded man speaking of some indifferent matter.—ED.]

SCENES HERE.

Although the accident happened soon after midnight, nothing was known of it here until about 9 o'clock in the morning, when the Express Company received a dispatch announcing the fact, and requesting that a train of cars be once got abroad, it flew like the wind, and within an hour it was the theme of conversation at every corner of the streets. The different offices of the Company were soon filled with anxious inquirers who had friends on the train, each begging to be assured of their safety, or hesitating to inquire the extent of their loss. Husbands whose wives and children had left them in joyous health and strength only a few hours ago; mothers, daughters and wives, with trembling hearts and pallid lips, at home; the curious who had only their love of the sensational to gratify, thronged the Passenger and General Freight Offices during all the after part of the day. In the latter is a telegraphic instrument and operator, and the communications between it and the station nearest the horrid scene were frequent, and, to the agonized bystanders, full of dreadful meaning. We saw hurry out on many a face the operator's lips, even with faces lit up with hope and joy, and others struck with heavy despair. One gentleman of this city had sent his wife, three children and sister eastward on the fatal night. He was an early inquirer. The obliging operator dispatched a message of inquiry, and he stood by the instrument, a picture of woe, waiting an answer. In reply to a question, he said that he had put his family in the forward car. He had to expect the worst, from the destruction of life in that car was fearful. He trembled like an aspen leaf, and the sweat of agony stood like rain drops on his brow. In reply to another question, he said that his wife was going only as far as Kalamazoo. He was told that Kalamazoo was on the Michigan *Central*, and that his precious ones could not be involved in this catastrophe at all. The relief came too suddenly. The revulsion followed like a waterfall, and the happy and thankful man threw his arms around the operator, and wept like a child! A rough-bearded customer who related the incident to us, says that he also cried as he witnessed the thrilling scene.

So intense was the curiosity of the public that nothing could gratify it. The obliging officers of the Company put all the information at the disposal of those who asked it; but that was but meagre. Properly, those at the scene of horror sent no guesses or surmises to distract surviving friends; at the condition of the wreck took away every chip, leaf and twig that might throw serious, until the passage of the water was al- light upon the cause of the accident, and carefully identifying the dead, could but cause delays. But, balked at one place, the crowd sought other sources of information—besieged the newspaper offices, overran the clerks at the Express Company's place of business, and jostled around the bulletin board, at the hotels.

WHO'S TO BLAME?

This is a question which ought not now to be discussed; but with the information at hand, we judge that this is one of the accidents in which which the tropic-like fury of the storm is to be charged with the fatal consequences. Doubtless the engineers of the Company were careful in the exercise of their skill, and constructed this part of the road under the belief that they had guarded against accidents like this which has happened. But a day or two will enable us to judge more correctly. Our reporters on the ground will make careful inquiry into the facts.

Mr. J. J. H. Rice, of Laporte, Indiana, who was a passenger on the sleeping car of the ill-fated train, arrived yesterday at 5½ o'clock at the Briggs House, and to the Janesville last evening. The following is the

STATEMENT OF MR J. J. H. RICE, PASSENGER.

He was in the sleeping car at the time of the accident, which occurred about midnight. The first he knew of anything being the matter was when the water was rushing over the car. The lights were out, and nothing but an occasional flash of lightning was there to see by. He jumped from the cars, but instead of landing on *terra firma*, he leaped into the torrent, but succeeded in making his way to a clump of bushes and got up the bank, afterwards. He heard a great deal of screaming while in the current, and after landing the cries of distress were awful. There being no lights, everything was confusion, and survivors were rushing wildly about the banks of the ravine in vain search of their missing friends. He says no one was killed in the sleeping car, but one old gentleman jumped out and was drowned in the current. Mr. Rice says that Osgood (the conductor) seemed crazy, he ran to South Bend and to Mishawaka, and then returned, a distance of eight miles, without his hat. He took charge of him and brought him to the city at 5½ o'clock yesterday.

One woman who was on the train with her husband and five children, ran wildly about all night seeking her family, but without success, until morning, when she found them all dead. She then went to a farm house a few yards off, where after sitting some minutes the wretched wife and mother expired.

Mr. Rice says that a gentleman, with his wife and two children, were on the train on a pleasure trip to the East. But in the accident the parties became separated. The husband found one of his young ones dead in the morning, next he found his wife dead, but with her arms closely embracing the other child, who was saved.

Mr. Pardee, whose statement we give below, is from Bloomington, Ill.. He was returning from the East to his home, in the train next to the ill fated one, and which left the scene of the terrible disaster at 12 o'clock yesterday. He arrived there at 9 o'clock in the morning, but as the baggage, &c., had all to be carried across from one side of the ravine to the other, to another train, it was impossible to leave sooner. Mr. Pardee improved the interval of three hours in visiting and examing the scene and the wreck, and in attendance upon the sick and wounded.

STATEMENT OF THOMAS PARDEE, ESQ.

At the time of his leaving by the train 23 bodies had been taken out, and he understood that two more culverts had been carried away east of the one now referred to, last night, and by the same rain, after the train on which he came had passed over them. He calculated the chasm to be 20 feet deep and fifty feet across. The masonry was swept off by the strong current. The embankment around the stone-work was first washed out, and then followed the masonry. He judged from the mark along the embankment that the water had risen 12 feet, but when he left it was almost dry again.

The tank of the engine, the smoke stack and a few splinters were all that was discernible of the wreck of the train. A large force of men were engaged in picking up the bodies and many were excavating the *debris*, but considerable had been carried off by the torrent. The culvert was said to be, by those who know, a strong one, but not wide enough for the purpose, and many had predicted what it would do—washed out by the embankment first being carried off by the wide and spreading waters in the event of their rising, as has been the case.

Some nine of the wounded passengers had been carried to Mishawaka, and were laid out on pallets, arranged in a large room in the hotel. Every care was bestowed upon them. The towns-people were particularly assiduous in their attentions to the sick, while there were some four or five doctors on hand ministering, or preparing to minister to the dead. The dead bodies were picked up and laid out in the cars, with sheets covering their faces. The men had worked two hours to get one woman out of the water. She was, of course, dead when recovered. The sleeping-car seemed to be uninjured, with the exception of a few broken windows. It lay in a diagonal direction from the track. The engine shot some forty feet distance from the west bank of the ravine, by which we conclude that it was going at a rapid rate. The scene on the banks of the ravine, Mr. Pardee says, was truly awful, as one may well suppose, but he says the amount of human misery among the wounded was terrible to behold. In the Mishwauka hotel he saw a fine little boy about nine years old, with his left leg broken, and almost open through the thigh, while the right leg is cut completely off. The lad was failing fast, and it is almost impossible for him to recover.

He was one of a family of five children, with the mother, who were going to meet the father and the husband of the family. The mother was killed, a daughter is missing, and another boy is wounded but not seriously. He is in the same room with his wretched brother, while he saw another of the young ones, six years old, dead, having had his face completely cut off. The bodies of the females were not much mutilated. By the dress of those dead and wounded Mr. Pardee judges them to have been mostly second-class passengers.

One passenger got out of the sleeping car into the current, and was swept along; but in going down he luckily clutched hold of a tree, and by that means effected a landing.

A Mr. Schaub, of Chicago, who had his leg broken, got Mr. Pardee to telegraph the fact to his wife.

STATEMENT OF MR. HILLIARD, PASSENGER.

L. P. Hilliard, Lumber Merchant, of this city, is saved and uninjured: he states that when the sleeping car, in which he was riding, went down an embankment, turning over, but striking something, righted, and landed without much difficulty. Mr. Hilliard found himself in the dark, with water up to his waist. In this condition he remained 15 minutes. His little child who was with him was saved. He extricated himself in a few minutes, and landed without bruise or scratch. Mr. Hilliard said that as soon as the culvert was carried away, the water ran off, and the ravine was almost as dry as usual.

PARTICULARS.

It is the wife of Increase C. Sumner instead of Otis S. Sumner, who was killed by the accident on the Michigan Southern Railroad. Mrs. Otis Sumner was not on the train. The deceased, with her three children, had been on a visit to their friends here and left on Monday evening. The children were all saved.

Mr. Piser, of Chicago, reported injured was formerly at the store of Chesterbrook, dry-goods merchant, West Randolph street, is 24 years old, and a Canadian bachelor.

One old man, named Horace Devereux, of Oneida, N. Y., who had been on a visit to his nephew in this city, and was by him last seen, in the sleeping car at the depot, is missing; he is probably the one person who perished in the passenger car. His nephew left last night for the scene of the accident.

Last night a number of the friends of passengers on the ill-fated train, whose fate is in doubt, left by the train on the M. S. Railroad—as also a reporter from the PRESS AND TRIBUNE establishment.

THE DEAD.

We arrive at a conclusion of the whole matter in the following list of the dead, transmitted by telegraph:

SOUTH BEND, IA., June 28.—In addition to those reported killed in the afternoon dispatch, we have the following:—A. McCarthy, of Holmesville, Ind.; Mary Curran and Mr. Walworth, of Adrian, Mich.; Mrs. Sumner, from Chicago; a man unknown, with W. S. E. S. on his right arm; Mr. Mahaly, of Pond du Lac county, Wis.; Richard Muldany, of Calumet, Ind.; Mr. Streeter, of Sparta, Wis.; Henry Fleckinger, of Reading, Pa.; D. F. McCullough, of Lawrenceburg, Ind.; two boys named Tickwell. The other seventeen are so disfigured that it is impossible to identify them.

Up to ten o'clock this evening thirty-four bodies have been found. Those injured and not expected to live are Mrs. Regan, of Rockford, Ill.; Jno. D. Wire and Patrick Quinn, of Ainsworth, Ill.; E. C. Smith, a banker of Wall street, N. Y., and another a Mr. Walworth, of Adrian.

A number of those reported wounded this afternoon are so far recovered that they will be able to leave to-morrow morning.

The money belonging to the United States Express Co., has nearly all been recovered.

No fault is attributed by the passengers to any of the officers of the train.

Quite a number of the passengers are still missing and are supposed to be drowned.

NOTE BY REPORTER.

Rumors to the effect that Mr. Runnion, of this city, was killed are entirely destitute of truth. He is well and unhjured.

DROWNED WHILE BATHING.—A young man, a student at law in the office of H. Clay Conde, Esq., named J. Watson Goucher, a son of Dr. J. P. Goucher, of Pocotoatos, Winnebago Co., Illinois, while bathing on Monday evening in the Lake, about 11 o'clock, with three young friends, was, it is supposed, taken with a cramp and was drowned near the old wreck at the foot of Ohio street, and although diligent search has been made to discover his remains, he has not been found. He was a high-minded, honorable young man, aged 24 years, and was formerly a physician, but on Wednesday last was admitted to practice in the roll of attorneys at the Illinois Bar. His friends have been telegraphed for.

SAD OCCURRENCE.—We are pained to learn that an only son of Andrew Neilson, of this city, was drowned in Fox River at Ottawa, on Monday, where he was on a visit amongst his father's friends. Young Neilson was 16 years of age. His remains arrived yesterday afternoon, and the funeral took place at 7 o'clock from the residence of his father on Superior, between Clark and Dearborn streets.

GREAT SALE OF REFRIGERATORS.—Lot no one buy before examining Lyman's Patent Refrigerators, for sale at 194 Lake street. je27-5t

☞ For a very rich and very cheap Bonnet you will do well to look at Miss Marsh's stock, 258 State street. Some very pretty, new designs are being produced this week, which are much admired. And among her bargains are a lot of Trimmed Bonnets, which cost from $9.00 to $5.00, now selling at 50 cents to $1.00. je25-6t.

☞ Herring's Champion Safe's will be sold after this date at New York prices, by C. L. Hosmer & Co., Agents, 135 South Water street. je 24-1wx

SINGER'S NEW "A" MACHINE.—This late invention is designed to obviate every difficulty that has heretofore arisen in sewing Machines. It *sews, falls, tucks and gathers*. The great demand for them already felt in this market, is a guarantee that they must supercede all other machines in use; now on exhibition, together with all the different styles of Singer's Machines, at 66 Lake Street. A. W. Harris, Agent.

☞ Photographic Fine Art Gallery, Florence & Brigham, proprietors and operators, 142 Lake street. je11-1m

MARRIED.

In this city, by the Rev. J. E. Roy, Mr. EDWARD MERRY, of Madison, Wis., and Miss CHARLOTTE CLOYD, of Chicago.

In this city, on the 20th inst., by the Rev. E. W. Hearn, at the residence of the bride's father, Mr. FRANCIS E. BARBER and Miss FANNIE T., daughter of Orson Smith, Esq.

DIED.

In Chicago, on the 25th inst., of Consumption, Mrs. E. C. BOYCE, wife of Peter Boyce, formerly from Marion, Wayne County, New York.

MEYER'S MIRACULOUS
Vermin Destroyer,
THE ONLY REMEDY IN THE WHOLE WORLD.
Sure to Exterminate
Bats, Mice, Cockroaches, Bugs, Ants, Mosquitoes Fleas, Moths Moles, Grain Worms, and Grain Insects, etc.
50,000 BOXES SOLD IN ONE MONTH.
These celebrated remedies have been extensively used for twenty-two years in all parts of Europe, and their extraordinary powers have been tested in the Royal Palaces of England, Austria, Prussia, Bavaria, Saxony, Belgium, Holland, Spain, etc., and their chemical properties examined by all the most distinguished medical faculties of all over the world.
They are unequaled to all kinds of vermin and insects has been certified in this country by the directors of the various public institutions, Hospitals, Asylums, Prisons, Workhouses, manufactories, and by various distinguished private citizens.
Numerous testimonials and certificates of the efficacy of these remedies can be seen at the depot.
For sale wholesale and retail, by the Inventor and Proprietor, JOSEPH MEYER, Practical Chemist, 613 Broadway, cor. Houston-st., New York.
General Agents for the United States and Canada, FREDERICK V. RUSHTON, Druggist, 417 Broadway, and No. 10, Astor House, New York.
☞ Not sold in this city, wholesale and retail, by SOLOMON, PHILLIPS & CO., 56 South Water street, and by FULLER & CO., 244 Lake street. jel6-1m-dly

CHICAGO HOMŒOPATHIC PHARMACY.
126 Clark Street, Chicago, Ill.
HALSEY & KING, Proprietors.
Medicines, Cases, Books, Vials, Corks, Pellets, Boxes of Milk, Alcohol, and all other Articles required in the Practice of Homœopathy, at Reasonable Rates.
WINE FOR MEDICAL AND SACRAMENTAL USES.
S. K. HALSEY. [my25-1y] EDWARD KING.

THE CELEBRATED GALVANIZED
IRON PATENT BAKE OVEN.
For sale at No. 290 Randolph street
jel6-1m SAM'L F. BECKER, Agent.

NOTICE.—We are receiving and offer for sale low
2 Casks Turkey Prunes.
2 Casks Assorted Prunes.
50 Kegs French Prunes.
50 Kegs Currants.
50 Kegs Pearl Soda.
2 Casks Bal rosi. WM. LITTLE & CO.
my21 No. 61 South Water st.

LINSEED OIL.—5000 galls. Linseed Oil, now landing and for sale by
JOSEPH PHILLIPS & CO.
je13 50 South Water street.

BY TELEGRAPH.

ONE DAY LATER FROM EUROPE.

The New British Ministry.

THE AUSTRIANS STILL RETREATING.

The Allies preparing to Cross the Adda.

Revolutionary movement in the Papal States.

Mobilization of the Prussian Army.

PORTLAND POINT, C. E. June 27.—The steamNova Scotia passed this point bound for Quebec at half past four this afternoon. She left Liverpool on the 15th, and furnishes one day's later advices than the steamer Bremen.

GREAT BRITAIN.

Lord Palmerston was making good progress in the formation of his Cabinet. An authoritative list of members was expected to be made public on the day of the sailing of the Nova Scotia. Rumor gives Lord Elgin the Colonial Secretaryship, Richard Cobden the Board of Trade and Mr. Gladstone the Indian Secretaryship.

THE SEAT OF WAR.

A dispatch from Turin says that after the retreat of the Austrians from Bologna, the Cardinal Legate departed, and the municipalities proclaimed King Victor Emanuel Dictator.

The King of Sardinia has issued an order of the day extolling Garibaldi's deeds of valor, and awarding him a gold medal of a military order.

On the 12th inst., Napoleon moved his headquarters to Gorgonzola.

The Austrians have evacuated Modena, and were in full retreat towards the River Oglio.

An official announcement appears in the *Wiener Zeitung*, that the Emperor of Austria will forthwith assume the immediate command in chief of his army and ordered a new position for the army which will be taken up in the best manner.

An order had been issued for the mobilisation of the Prussian army.

Large reinforcements to the allies had been dispatched.

The steamer North American arrived at Liverpool on the 14th, and the City of Baltimore at Queenstown the same day.

LATEST BY TELEGRAPH FROM LONDON TO LIVERPOOL.

London, June 15th.—The *Daily News* says that no authorized statement of the new Government can possibly appear before Friday.

The Paris *Pays* of the 14th, in publishing a telegram from Berlin, stating that six Prussian corps d'armee have been mobilized says:

The Prussian Cabinet, which is the advisor of Lord Palmerston's Ministry has evidently induced her to take this decisive step and join Austria. The English people will now perceive the truth of what we have always said as to the part of Derby's government alone preserved Europe from being en

Press & Tribune.

WEDNESDAY, JUNE 29, 1859.

MR. DOUGLAS' PROSPECTS AT CHARLESTON.

Mr. Douglas' Presidential letter has provoked a variety of comment—the class of reviewers deeming it the most honest, out-spoken and sagacious document of the year, if not of the century, while others, the Albany *Journal* among the number, regard it as an extinguisher of whatever chances its author may have had heretofore in the Charleston Convention. Among Republican journals, so far as we can learn, the New York *Tribune* alone finds it to be a frank and manly exposition of Native-Australian views. At the same time the *Tribune* thinks Mr. Douglas' prospects for the nomination are not worth a tinsel-cap. The Republican press generally deem it a crafty bid for the nomination, in which bold words are made to conceal a sinister purpose. The Administration papers of course look upon the double-tongued phrases refusing a nomination upon such or such a platform, but omitting to define the writer's position in case the Convention shall take him at his word and nominate another man on the same set of principles, as a threat to bolt the nomination and disorganize the party. As we have already stated, it seems to us an adroit proclamation which is likely to have a considerable influence among the Democracy before the meeting of their National Convention.

Since no one, at this distance of time, can assume to make up, a general result from the moral influences at work in the party, except that both candidate and platform will be thoroughly pro-slavery, we must have recourse to the known sentiments and policy of the Democracy in the several States, and the numerical strength which each will hold at Charleston. The whole number of votes in the Convention will be 303, being one for each senator and representative in Congress. The standing rule of the Convention, commonly called the "two-thirds rule," requiring the successful candidate to receive two-thirds of all the votes cast, will put a quietus on all who cannot, at some stage of the balloting, command 203 delegates. It is safe to assume that at least ten of the Southern States, to-wit: Virginia, the Carolinas, Georgia, Florida, Alabama, Mississippi, Louisiana, Texas and Arkansas, will be inflexibly hostile to Mr. Douglas and to any one who parades his doctrines in the Convention. It is rather apprehended that the Democracy of those States would both his nomination, even if the Convention should accept him. Together they are entitled to 76 votes. We will assume next that Mr. Douglas would be the first choice of Maine, New-Hampshire, Vermont, Rhode Island, Connecticut, New York, Delaware, Maryland, Ohio, Michigan, Illinois, Wisconsin, Iowa and Minnesota, —127 votes. The Administration leaders pretend to dispute Connecticut, New York, Delaware and Maryland. In New York indeed it is claimed that the Illinois Senator has no strength at all—that ex-Governor Seymour or ex-Senator Dickinson will have the whole delegation, with the privilege of buying or selling out to the South, as may be deemed for the best advantage of the office-holders and expectants of the Empire City and State. So we give the whole number to Mr. Douglas as a possible and not improbable contingency.

There remain the States of Massachusetts, New Jersey, Pennsylvania, Indiana, Kentucky, Tennessee, Missouri, California, and Oregon, having 110 votes, from which Mr. Douglas must get 75, or nearly three-fourths of the whole number, to secure a nomination. This we regard a sheer impossibility. The Democracy of Massachusetts are as pro-slavery as the Democracy of South Carolina. The thirteen delegates from that State are much more likely to go for Jeff. Davis than for Douglas. In Pennsylvania it is well known that the Democracy led by Forney, Hickman and Packer, representing whatever strength Mr. Douglas has in that State, have separated themselves from their own party and united with the Republicans on a State ticket to be voted for in October. They stand about as much chance of recognition at Charleston as Wendell Phillips or Fred. Douglas. The same is true of California, when Broderick and McKibbin are as effectually barred from the Democratic Communion as though they had preached Abolitionism all their lives. In Oregon recently a convention threw overboard Mr. Grover, an Anti-Lecompton member of Congress, and nominated a man designated by Senator Jo. Lane, whose position among the pro-slavery extremists has never been doubted. New Jersey is the "little boy" of Pennsylvania, and will be expected upon to follow the leading strings of the latter at Charleston, as everywhere else. In Indiana the partisans in the Douglas rebellion have been left out in the cold precisely as in Pennsylvania and California. If two sets of delegates should go from that State to Charleston, the Convention would hardly pay the bolters the compliment of seating their claims to a Committee. Of the remaining States—Kentucky, Tennessee and Missouri—Mr. Douglas is more likely to get the last named than either of the others. But the votes of all three would only bring his strength to 180—only ten more than a majority, and forty-two less than the required vote. But we do not see that he has any popularity in either Kentucky or Tennessee except among the Opposition led on by James C. Jones and other old line pro-slavery Whigs.

Therefore, when we further take into the account the tremendous outside pressure of the fire-eating interest at Charleston, we cannot perceive upon what basis the friends of Mr. Douglas are building their calculations.

THEY KNOW PAIRS.

We regret to see that a few of our Illinois contemporaries of the newspaper press are indulging in ill-natured remarks upon the action of the Executive Committee of the National Agricultural Society, in appointing their next Annual Fair and Cattle Show for the 12th of Sept., and in this city. They do not pay that Chicago is an improper place for the Fair to be held, or that the time designated is per se too early or too late. The burden of complaint is that the Fair of the National Society will interfere with the fair of the State Society, advertised to be held at Freeport on the 5th, and that the attendance of the latter will make the former a failure.

MR. CHARLES H. WEVAIS:

At eleven o'clock horse-back, stopped at the door of this hotel this morning about 9 o'clock, and seemed to be very sick, was taken from his horse by the bystanders, conducted to a room, and medical attendance called immediately. From what we could gather from his fellow-traveling friends, we think it likely his name was AVERY. He had taken evening about 6 o'clock. I wrote you, because he had one of your cards in his pocket-book. He was an Englishman, and was conducted him to the room. He is still sick.

He had some money and a horse, all of which will be taken care of. If you know him, please inform his friends and write me at your earliest convenience. Very truly,

JAS. D. MCALLISTER.

A Good Hit.

Governor Morgan got off a good thing at Buffalo, on the occasion of his reception on Thursday. In his speech at the formal reception, he lauded Buffalo to the skies, praising its people, its enterprise, its commerce, &c., &c., to no end. In the evening, at a less formal gathering, in the large dining hall of the Mansion House, the Governor responded to a complimentary toast. The Buffalonos, remembering the nice things said earlier in the day were listening for more, when His Excellency suddenly dropped the following wet blanket over their joke:

"If you have been my pleasure on another occasion to-day, to enumerate how greatly your city excels it in commerce, how greatly in capacity and in all the elements of wealth it surpasses other cities; but I omitted to say that I found on a visit to Auburn the other day, that your city greatly excel to Auburn in the Penitentiary. [Loud and prolonged cheers.]

An Item for Glaziers.

A hail storm visited Hudson, Summit County, Ohio, on the 24th, breaking not 12,000 panes of glass in the houses of the village. It was also immensely destructive of the crops in that locality.

—Hon. Carl Schurz and Judge A. D. Smith will address the people of Watertown, Wis. on the 4th of July. Hon. M. F. Sweet, of Freeport, will speak at Mineral Point, and Hon. L. P. Harvey, of Shopiere, at Janesville on the same day.

CROP ITEMS.

FULTON AND PEORIA COUNTIES.

FARMINGTON, June 27, 1859.

EDS. PRESS AND TRIBUNE:

As you have kindly solicited us to invite farmers to write for your paper, and as I have seen nothing from this vicinity in relation to the crops, I venture to send you a few items. Although we have had a backward spring we seem abressed in view of the fine prospect for wheat. It would have been only a moderate crop at best; but now there is a rush with the rust, we greatly fear to get enough clean, plump of the wheat to test flashy in the blow. I have examined my own and some of my neighbors', and can assure you the conclusion that the wheat crop must be almost, if not quite, a entire failure.

Oats are not look very well, and continued short by the rain, promise a fair crop, though probably less than half the usual yield. Corn is backward, but looks well. Potatoes look well, but rot badly since rains; tolerably clean and stands pretty well on the ground. Hay will be a good crop, we shall probably have a larger corn crop than usual, as I think there is more on the ground than in some years for this season of the year.

Grass promising, change of weather. We shall have to commence cutting by the first of July. Our crops have been very backward for the season. As to fruit, there will be but a small yield in this vicinity.

Yours truly, E. PARKER WARD.

NEBRASKA.

During a short ride into the country north, west and south of us, we have seen about all of the farms in this county under cultivation this season. It would surprise any Eastern man to see the amount of land under fence. In this county nothing has been raised for market. Some trouble there was in getting seed corn, but the farmers generally succeeded in obtaining a sufficient supply. The Territorial Legislature, at the last session, appropriated $5,000 for the purchase of seed corn, which was distributed to the settlers in the different counties. Some persons are looking for, expected to see a crop of wheat, but this season will be a failure. Potatoes look finely. Omaha Nebraska Republican, 23d inst.

IOWA.

Our townsman Mr. S. B. Ayres has just returned from Davis, Appanoose, Decatur, Wayne, Clark, Lucas, Monroe, Jasper, Marion, Mahaska, Keokuk, Washington, Johnson, Jefferson, Wapello and Van Buren, Iowa. Finding every thing dull at Keokuk, he concluded to take a look at the country. He describes the crops as the appearance as could be desired. Corn is backward, but looks well. Wheat is not quite half a crop. Oats and other crops never promised better. Fruit will be abundant. Potatoes are rotting badly. Hay is good and will be plenty. Cattle were never in better condition. Hogs are scarce. Provisions are plenty and cheap. Keokuk Gate City.

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PIKE'S PEAK.

The Grand Rapids *Eagle* publishes the following letter from Mr. N. H. Rice, a reliable citizen of that place, concerning the new gold discoveries in the Pike's Peak country, and the terrible effects of the Hay stampede. The letter is addressed to a brother of the writer:

Seven miles south of here, at what is called "Jackson's Diggings," the gold is very coarse. I was there a week, and the amount per weight ranging from one to four dollars—the largest piece I heard of being found was worth eight dollars. So rumor has it that there is all a humbug, as has been reported. Many old California miners say they never saw anything so rich as these quarts leads are; but they need quarts mills to work it to advantage. I am perfectly satisfied that if I have my health, I can make a fortune here; in fact, if I do not make it, I am doing now, it will make a nice pile by fall.

I wish you was out here; but do not think it best for you to come until next spring. The mountains will not be half prospected this year, and to start now you could not get here to do much this season.

Thousands and thousands have gone back discouraged, and words cannot express the sufferings endured by some of the emigrants who came out along in April; almost all out with hand-carts and packs. Most of them were poor and brought nothing with them; many were nearly starved, and they arrived at one of our markets were rather poorly supplied, in a few days they devoured nearly every thing in the shape of eatables, so that starvation stared the whole community in the face. Then came a heart-rending scene; to see well-dressed men going from door to door begging in the most pitiful manner for a morsel of bread.

Their visages showed too plainly that hunger was preying deeply on their bodies. But this state of things could not long exist. In a few days there was a general stampede for the States. They met thousands coming in with provisions, &c., and with hard lies and false representations they turned most of them back. But a few of the brave hearted stood the storm, and came through, greatly themselves; and now they are making a fortune. They told those they met that there was no gold here, and that the town had all been burned, and their boards hung; and if they came in they would be robbed of everything they had. But so far from this, our lovely premises and property have been no hanging except of a few horse thieves. And now the country is prospering. But the worst feature of all, and that will long be remembered in this country's history, is the suffering on the Smoky Hill route. Hundreds perished there with hunger and fatigue. I saw and talked with a dozen who had seen one of the three survivors of a party of seventeen who came by that route. They were picked up in an insensible state and brought in. Good care was taken of them. Provisions are plenty here now; flour sells at $15 a hundred, pork 40c a bill, and other things in that proportion. I saw a grizzly bear the other day that some Mexicans killed. The mountain streams are full of trout; game is quite plenty; such as elk, deer, mountain sheep, turkeys, &c.

Now don't get excited and think you can make a fortune here in one day! It is true that many will make a fortune this year, but the gold will last for years, and next spring will be better time for you to come. So make up your mind to see you next fall, and return here in spring. There are many curiosities in the mountains, such as hot springs, soda springs and such like. The soda spring water is nice to raise bread with.

The Nebraska City *News* of the 18th inst. says:

Our townsman, B. N. Cornell, returning from Omaha, Thursday, fell in with three men direct from the mines, thirteen days out. They came down the Platte in a skiff. They confirm the reports of the recent discoveries. They declare that they have seen the diggings, and know the reports to be true. They have been eight months in the mines—they were entirely out of provisions, and are after their supplies, and will then return to the mines. They report provisions plenty at Denver, and say that hundreds are living only on fresh meat.

These men also give accounts of those who are digging here the following: As an instance: A large company came within a few miles of Denver City, and, sent in a few men to look around. They went to Cherry Creek, waded in, picked up a handful of sand, swore there was no gold, and turned around, and then turned back their company.

The Dunleith *Advertiser* says that Pike's Peak teams, from Wisconsin, passed through Dunleith on Saturday for the Peak. They went not long since as far as Omaha, but returned. The late news has given them new encouragement, and they are determined to see the diggings this time.

The Case of Dr. Doy.

A correspondent of the Missouri *Democrat*, writing from St. Joseph where the trial was held, thus speaks of the case of Dr. Doy, recently sentenced to the penitentiary for five years for stealing slaves:

The charge against Dr. Doy was, that he enticed the slave Dick from the State of Missouri. The evidence failed to show that Dr. Doy was *the* man that induced the boy Dick to leave Missouri *with a view from his master*, allowing him to do so, and that Dr. Doy never saw him until after he reached Lawrence.

Further comment is unnecessary; the whole transaction is a libel upon the freedom of an American citizen, in open violation of justice, and only paralleled by the English state trials in Ireland.

The Supreme Court of Missouri does not affirm a new trial, they deserve the execration of every honest heart, and approbrious man; but I have no fear that the high court of any State could be guilty of so great injustice as to refuse a new trial, with the features of this case fairly before them.

Who Was He?

The following letter was received yesterday by the gentleman of this city to whom it was addressed. The promptness and evident humanity of its author, are worthy of all praise:

COMMERCIAL HOUSE, ASHTABULA, Mon., June 25, 1859.

MR. CHARLES H. WEVAIS:

Sir: Yesterday morning, about 9 o'clock, a stranger called at my house, and requested me to write you that he was very sick, was taken from his horse by the bystanders, conducted to a room, and medical attendance called immediately. From what we could gather from his fellow-traveling friends, we think it likely his name was AVERY. He had taken evening about 6 o'clock. I wrote you, because he had one of your cards in his pocket-book. He was an Englishman, and was conducted him to the room. He is still sick.

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Popularity of Louis Napoleon.

[Correspondence of the Baltimore American.]

PARIS, June 7, 1859.

We have generally been led to suppose that the present war with Austria is unpopular in France, and that an unbelieved confidence for the success of the Emperor is felt by the people of the country in another enlargement of territory. The opposition to popular sentiment, which the Emperor encounters in the capital, is thrown down with the rapidity of an avalanche, that it may, no one can doubt that the hearts and good wishes of his countrymen are with him. The manner in which the war loan was taken up by the wealthy classes gives evidence of the popular sentiment in that direction; the bravery with which his soldiers go into the contest, evinces their feeling in the policy of the war, and the grand ovation which is now in preparation for Napoleon on his return to Paris, are unmistakable evidences of the estimation in which he is held by his people. There is also to be a grand review of the troops, on which occasion Solferino is taken, which is expected to be accomplished in the course of a very short time.

I have also, within the past few days had decisive proof of the falsity of the stories which have been promulgated by the English press that the Emperor is in constant fear of an attempt on the life of the heir apparent, and keeps him hid from public view. Whilst our visit to the Fete Bologne on Saturday afternoon, the Empress accompanied by her son, a bright little fellow of about four years, passed on her regular evening drive, and on being seen by the crowd, who politely raised their hats as she passed. She was accompanied as usual by four of the Imperial Guard, and the respectful greeting she received seemed to be as earnest and cordial as those paid to Queen Victoria when driving through Hyde Park.

Whatever may be thought of the military character of the Emperor, and of the arbitrary manner in which he carries out his policy he has undoubtedly exhibited civil qualifications of the very highest order, and endeavors to exercise the power with which he is clothed for the government of Paris and the protection of the poorer classes, some instances of which I will relate:

It is but a short time since, complaints having been made of the exhorbitant demands of the parties who furnished the drinking water of some sections of the city, (it being brought in barrels and sold by the bucket,) he immediately directed the erection of reservoirs, and the sale of water at one sou per bucket at all seasons of the year. There are some sections of the city which cannot be supplied in any other way, and it is now one of the saddest of sights to see groups of men in the employ of the government, the price charged paying all expenses and yielding a considerable revenue to the city.

There was also recently great complaint among the poorer classes as to the quality of cigars sold at one sou each, the manufacturers declaring that on account of the demands of the government they could not afford to furnish a better article. Tobacco is a government monopoly in France, and to remedy this complaint Napoleon immediately ordered that the contents of a government factory, and packages containing 25 cigars of very good quality are now sold for all the tobacco stores, done up in brown paper with the government seal. Every tobacconist is compelled to keep these cigars for sale, and it is a very difficult matter to find a better article at a cheap rate in Paris.

Paris is France, and the city government is also, in a great measure, under the direct control of the Emperor. Mr. Cooke tells us that under his direction that the noble line of uniform colonade buildings along the whole front of the Rue Rivoli, from the Place Concord to the Rue Louvre, as well as the adjoining streets, sprang up as if by magic in the place of the irregular and ancient structures that formerly disfigured it. The property holders were excampled, by his directions, from taxation for a certain period, to reimburse them for the expense, although it was scarcely finished before the increased rents which their stores commanded yielded more than a fair percentage on the improvement.

The Emperor has also recently had opened two or three new boulevards passing directly through ancient and compact masses of lofty buildings. Their completion has improved the whole neighborhood, added to the beauty of the city, opened broad thoroughfares in the place of narrow streets, and increased the value of property to double the cost of the improvement. These projects were considered oppressive at the time, but the wisdom of the Emperor is now acknowledged.

There is no city in the world so free from annoyances which usually beset strangers as in Paris under the rule of Napoleon. On first arriving he is surprised to find that he is beset neither by hack-drivers nor hotel runners. He passes from the depot without annoyance and seeks hackmen sitting on their boxes at a distance, and not permitted to approach until called for, when they hand him a card with the rate of charges. Hotel runners are not allowed to speak to a traveller without being first spoken to. This is also the case with hackmen in the streets. They are not permitted to annoy any one that passes them, but must remain on their boxes and wait until spoken to.

This rule is also applied to another class of persons who are apt in large cities to insult or annoy those who pass them at night. If they speak to a gentleman before being spoken to they are immediately arrested, and any indecorous conduct by them or any one else in the streets or public places is followed by an immediate arrest and sure punishment, without the inconvenience of stand or any one of the modern contrivances for evading the penalties of the law.

The punishment in Paris for petty frauds, such as selling washed jewelry for gold, or misrepresenting to a purchaser the value and material of which an article is made, is so heavy that it is very rare a stranger is "taken in and done for," as is so common elsewhere. Those shops which keep imitated gold jewelry are also obliged, if they exhibit them in their windows, to tack a card to each article, stating its precise character. A store-keeper recently of the fate of its hero. / Day after day the victimized publishers looked for the remaining chapters, but in vain. They never came. At length, finding that they had been sold, and wishing to put a stop to the jokes their cotemporaries were cracking at their expense, they briefly concluded the story thus:

CHAPTER II—CONCLUSION.

After hanging to the treacherous tree for four weeks, his pantaloons gave way, and Charles Melville rolled headlong over the yawning precipice.

He fell a distance of five miles, and came down with the smell of his back across a stake, and rider fence, which so jarred him that he was compelled to travel in fizzy for his health, where he is at present residing. He is engaged in the butchering business, and is the father of a large family of children.

A FEARFUL FOR RENCONTRE.—Brother Noel was "sore troubled."

The good old man, the venerable Brother Crump brought upon himself by drinking too much, and especially regretted the injury it brought to society at Shanes. Many sorrowful, he stepped over to Brother Crump's, and found the old man in a doze in the little porch.

"Wot'? you take a dram?" asked Brother Crump, as soon as he was made aware of the presence of his neighbor. "Why, yes, I'm not goin' a dram when a body waits it."

Brother Crump got his bottle, and the friends took a dram apiece. "Don't you think, Brother Noel," said Crump, "that spirits is a blessin'?"

"Yes," replied Noel, "spirits is a blessin' but some on 'em abuses."

"Wot you take a dram?" asked Brother Noel, "and at you stilin abuses the blessin'?"

"Well, it is hard to say—but perhaps I shouldn't you think that you drink a little too much Brother Crump?"

"It is hard to say," returned Crump, "Sometimes I think I do; and then I drinks too much, and then again I'd think I warn't. What is man? A weak sarcom of the dust! So I left it too the Lord to say whether I was a goin' too far in spirits. I put the whole responsibility on him; I prayed as I was a drinkin', too, and I'm sure I got my appetite for spirits. I've prayed that they never should be to me, and to baby's dose I'm clear of the 'sponsibility, anyway."

The Wife of Garibaldi.

Anita, the heroic wife of Garibaldi, who died during her husband's perilous passage from Rome to Venice, in 1848, was a South American lady of great beauty and accomplishments.—Beside the wrongs of his country, Garibaldi has the pale phantom of this devoted being ever before him. Her grave, in 1848, was against the monster tyranny of Austria. The following is an account, which we gather from several sources, of her and fate during the last war of Italian Independence:

When, after the bombardment of the city the French troops entered Rome, Garibaldi, issuing the following proclamation, left the city by the gate of St. Giovanni: "Soldiers, what I have to offer is fatigue, danger, struggling and death—the chill of the cold night, the open air, and the burning sun; no lodgings, no munitions, no provisions—and forced marches, dangerous skirmishing, and constant struggling with barbarous and unequal artillery. Let those who love freedom—and their country better than life follow me." And 4,000 followed him. His hope was to cut his way through French and Austrian troops to aid the brave Venetians who, in spite of cholera and famine, were still holding out against the foe.

At St. Marino he was met and nearly surrounded by a large body of Austrians. The republican general offered to permit Garibaldi and his troops to return to their homes unmolested, upon depositing their arms with the authorities, but refused any terms to twenty-five Frenchmen who had fought with the Republicans at Rome against their own countrymen.—Garibaldi nobly refused conditions from which his allies were to be excluded, and seizing a favorable opportunity escaped with a trifling loss into the mountains.

Making his way to the Adriatic coast, he seized thirteen fishing smacks in the little port of Cesenatico, and sailed for Venice. By dint of unparalleled courage—fatigue by land and sea, he had just rounded the Punta di Maestra, and entered the Gulf of the Queen of the Adriatic, when the Austrian ships attacked his boats and eight were taken; and the rest gained the shore, Garibaldi saving that the Austrians furious at his escape, had set a price upon his head, bid his followers disperse, and with his wife, who though close on her confinement would not be left his side, and one other friend, set out for Ravenna. But before they could reach the city the mother of one dead lie cither by an Emperor of immense bodies of troops then being concentrated at that point.

—Rev. Theodore Parker, at last accounts, was in London, with strong hopes of a restoration to health.

—Among the numerous officers now on their way to the seat of war, to witness the *fete d'armes* between the allied troops and the Austrians, none will better represent our gallant corps than Col. St. George Cooke of the 2d dragoons; already distinguished for his courage and talents in Mexico, and more recently for his rapid march in winter over the plains to Utah.

Col. Cooke leaves for the seat of war provided with the new cavalry equipment about to be introduced into our service. We are pleased to learn that our active and energetic friends, Messrs. Knorr, Lee & Co., of Philadelphia, who have devoted much time and talent to the improvement in cavalry equipage, have produced the *chef d'oeuvre* which Col. Cooke takes with him, and which will doubtless do credit to our country and to its manufacturers.—*Washington Constitution.*

—The London *Times* alludes in the following extravagant terms to the musical attainments of Herr Joseph Joachim, now performing in that city:

"Never has playing so vigorous, passionate and impulsive been combined with more faultless intonation, more sustained command of the gradation of sound, more brilliant and unerring execution. It is, indeed, no exaggeration to say, of Herr Joachim, that he can sing like Malibrán and fiddle like Paganini."

MISCELLANEOUS ITEMS.

A LEG BROKEN BY A HOOP SKIRT.—We learn that, on Wednesday afternoon, the amiable wife of a clergyman residing in ward 11 caught one of her feet in her hoop skirt in such a manner as to throw her down with such violence as to break one of her legs. Yesterday the sufferer was as comfortable as could be expected.—*Boston Journal, Friday.*

A SPIRITUAL CONGRESS OR "THING."—A clique of spiritualists, led by one Mr. Spear, claim that a congress of spirits will be held in Cleveland, of which Mr. Spear is the medium. They tell us that this congress "has formed seven subsidiary coordinate associations." Those names may be gathered from their titles, viz. The Association of Beneficients, of Electric-izers, of Elementizers, of Education-izers, of Individual-izers, of Agricultural-izers, and Government-izers." The first document put forth by this spiritual congress is given to the Fond du Lac Railroad Company, have been sold by the Sheriff of Milwaukee at the instance of the Marine Bank, and bid off for the bank at 10 per cent.

A RUSSIAN ATTACKING AN ELEPHANT.—The Petersburgh, *Invalide* says: An amusing incident occurred while Van Amburgh's menagerie was crossing the Aponatzka, a short distance above the Petersburg bridge, striking and illustrative of the fact that the bull dog is the most courageous of all animals, and will attack any creature, regardless of size. The elephant entered the water with his usual slow and cautious step, some individual in the crowd, prompted by the spirit of mischief, tied on a large bull dog to attack the large animal.

The dog instantly obeyed, and plunging into the water, seized hold of one of the hind legs of the elephant, on which the latter only switched him with his tail as he would brush off a fly, but not ridding himself of his assailant by such gentle means and feeling sharp teeth at work upon his leg, he suddenly threw his snout around, and seizing the dog, held him under the water until he was nearly drowned; then raising him high in the air, threw him at least a hundred feet out into the stream. Fully satisfied with the punishment he had received, the dog beat a hasty retreat.

A Singular Case.

The following interesting case came before the Surrogate of Herkimer County a short time since: Joshua Brainard recently died in the town of Norway, at an advanced age, having about $6,000 of property. Of this sum about $4,000 was in gold, which he had accumulated from time to time during many years, and hoarded up without making any use of it. He left $ will in the hands of a friend, and soon after his death, one of his daughters called to see the will, and carried it away with its contents, threw it into the fire and destroyed it. Another will was then found, of an earlier date, and the executors named in this will presented the same for probate to the Surrogate. Some of the children opposed the probate on the ground that this will had been revoked by the subsequent will, which had been destroyed.

Proof was taken before the Surrogate, and it was shown by competent witnesses that the deceased had the usual claims of revocation, and probate was therefore refused. Then the question came up whether the contents of the destroyed will could be shown with sufficient certainty, to enable the parties interested to establish a lost or destroyed will by a proper proceeding. Counsel for the proponents of the will established that its contents could not be proved; and the Surrogate therefore granted letters of administration on the estate of the deceased as to last died intestate.—*Albany Argus.*

PERSONAL NEWS ITEMS.

PERSONS OF A TIMID NATURE DISTRESSED.—At the conclusion of the trial of Sickles for the murder of the lamented and gallant Key, Sickles was arrested on a charge of adultery with Barney. Barney swam for a time, where he swore he would stay till he starved and fell off. The officer having no boat nor shooting irons, stripped and swam to an island a short distance beyond the tree, and let fly a stone at Barney, which took him an inch right arm. The stone had nearly severed Barney; and the stone finished the job, and he caved; both swam ashore and Barney submitted to the "bracelets" with proper meekness.

AN IOWA LAWYER.—An old lady residing on Muscatine Island, who considered herself aggrieved in some manner by the Railroad running over her premises, consulted a fossil across the track one day last week, and seating herself in a chair close by, when the train came along, commenced to cut it, Cassius like, to go no farther. Conductor Root very obligingly stopped the train and tried to expostulate with her, but finding it of no use ordered his men to take up the chair, with other end of the fossil in it, and proceeded. It is understood that madame has agreed to grant an amnesty to the Company till next week when, if her demand is not satisfied, she will renew the war.—The race of Amazons, it seems, is not yet extinct.

A FAIR OF VARIETIES.—An Iowa paper says a stranger passing through Oskaloosa, having a child taken sick and die at one of the hotels. When he came to pay his bill, he found he had not enough money by $1.50, and he was compelled to send back as soon as he should reach Burlington, but the landlord insisted on keeping the body of the dead child as security, and he did. The father went to Burlington, obtained the necessary funds, and returned to redeem the body of his child, which by this time had been buried! He paid the bill, had the body disinterred, and started for home, but had not reached the river when he was stopped by a man calling himself a police officer, and eight dollars demanded for burying the child. Finding himself under arrest, he quietly submitted, he paid over the amount and escaped by the first boat which left the city.

MYSTERIOUS AFFAIR IN INDIANA.—The Lafayette *Courier* says: A long account is given of the mysterious conduct of three men who arrived in that place from Attica on Friday, and registered their names at the Jim House as Geo. Allen, Chas. Holbrooke, and D. Franklin—that they all went out together and that after a while, one of them came back and enquired of the landlord if he had seen Franklin, and expressed fear that something had happened to him; soon after the other came in and made similar inquiries and expressed like fears. The next day the two left for Attica, but by this time suspicions had been aroused against them as murderers, and they were followed, arrested, and brought back, had a preliminary examination, and were remanded to jail, waiting for evidence, which, it was understood would most likely be sufficient to hold them for trial on the charge of murder.

CANARD.—Some fellow, whose genius develops itself in lieing, produced considerable excitement in the city yesterday by inventing a telegram that the steamer Niven, from Europe, arrived at New York, with news that the French army in Austria had been thrown into confusion by the assassination of Louis Napoleon by a Sardinian soldier. The rumor spread like wildfire, and the German portion of the population discussed it with vehement animation.—*Chicago Commercial.*

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India Twine, Oil Vitriol,

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SNOW FLAKES AND CREAM SYRUPS.

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We are manufacturing, and are ready to sell at satisfactory prices at our mills,

CHOICE FAMILY FLOUR,

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We warrant all articles sold, and deliver goods to any part of the city free of charge.

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A novelty in the shape of a cooking stove, with pipes and connections very simply arranged, to prevent breakage and leakage and secure a high degree of economy, so that a person can broil the water be stopped for any cause.

Also, a full line of Parlor, Office and Store Stoves, as well as all Cooking Ranges that they can recommend in a manner, and that can operate in a manner, and that can operate in a manner, and that can operate

Special Notices.

☞ Maravilla! Maravilla!! Maravilla!!!—The most wonderful preparation known for Dressing Dandruff, Curing Baldness, Restoring Sick Headache, Preventing the Hair from Falling Out, and Producing Curls. Sold by all respectable Druggists and Fancy Goods Dealers, and by the proprietors. Price 50 cents.
CHARLES HUNERT & CO., 46 Maiden lane, N. Y.
☞ It will accomplish all that is claimed for it, and no one need fear or mourn the loss of hair if they will use your Maravilla.
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jy30-3m-4013 J. M. BRADSTREET, 207 Broadway, N.Y.

☞ Those who are Curious to witness the wonderful perfection to which A. (Sherwin) (late manager at Constantine's, N.Y.) has brought the manufacture of Wigs & Toupees, are invited to visit his Wig and Hair Dying Rooms, at No. 5 Tremont Block, and examine those curious productions of art. No scrutiny can detect the artificial from the natural when adjusted to the head. 3t

☞ Notice.—The undersigned, Stockholders in the Merchant's Bank of Mason County, are by the provisions of its Charter, made personally liable for its losses. The notes of this Bank will be taken by us on deposit on the same terms as Kentucky, Indiana and Ohio.
H. A. TUCKER & CO.

☞ Dr. Seelye's Liquid Catarrh Remedy.—Warranted to be a sure and permanent cure for Catarrh Offce room, 11 Merchant's Exchange, corner of Lake and Wells Street. A circular, with full particulars of disease, etc., will be sent to any address upon the receipt of a penny postage stamp. my27 3m6-6m

☞ Diarrhœa, Dysentery, Summer Complaint—Maguire's Compound Extract of Rose Plant is the best remedy known, for the cure of these diseases. In the Mississippi Valley it bears the highest reputation for its curative properties. For children teething it is invaluable. Prepared only and sold by J. & G. MAGUIRE, St. Louis, Missouri.
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BUTLER & HUNT, 48 State-st.,
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And are receiving a large assortment of BOOK PAPER, 20x30 inches, of different sizes.
300 reams Manilla do.
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1,000 kegs of Mather's celebrated Book and News Ink.
All of which will be sold for cash at the lowest possible rates.
my19 19☞Cash paid for Rags. 3t5

Removals.

REMOVAL.—The undersigned has removed his new and extensive RETAIL Paint store on the corner of Dearborn and Washington streets. Main entrance No. 100 Dearborn. Entrance in Lake street. Washington street.
J. A. KENNICOTT.
my30 1m 4255 Dental Surgeon.

E. W. DENSMORE, having removed to his new location, will continue to do a
Flour, Grain, Meal and Feed Business,
At heretofore, and in size, prepared to do a General Commission business, and can offer advances on consignments of property to arrive. 209 SOUTH WATER STREET,
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HARDENBERGH & WILLIAMS,
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Where they will, with largely increased facilities, continue the
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Their old customers and all in want of Goods in their line, may rely upon finding at their establishment, one of the fullest and best assorted stocks in the West, comprising in part
Oak Sole Leather, Oak Upper,
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All of which they offer at the lowest prices for cash, or approved short time paper.
☞ Highest market price paid for Hides and Calf Skins.
mh31 3m 4264

REMOVAL.—Mrs. Bates' Agency
Office for Female Help,
No. 171 Washington street, one door east of Wallace.
Mrs. B. desires to acquaint her friends and the public generally that she has removed to the above location, where she will continue to supply the ladies with Female Help for every station. ☞ Country help can be supplied at short notice. P. O. Box 3076. ap14-1y-4207

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Desiring to build on the adjoining property, I will sell the place I have made my residence for the last two years.
To any one wishing to make such a purchase I will give terms to suit. The House will suit the Farmer now in the Lower Division.
The House contains seven rooms in it, besides bath room, cupboards and closets. Has a cellar under the whole of it, with a furnace in the centre. Has a well of water and cistern in the yard. The whole house is plastered, painted and blinded in all its rooms.
A well of water and a brick and cement cistern in the yard for the use of a garden, besides a cistern in the house for kitchen use. A variety of fruit trees are attached to the house two acres of it is cultivated in garden, and will produce a good vegetable crop. A man's shanting shed and stable.
The place is in thorough order, and can be taken just as it is, furniture and all if desired.
The House is within two minutes' drive of the Plank Road and of the new public school house in the Village of Lake View.
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No. 102—Lot 25 ft. on Jackson street by 182 deep, (running through to Van Buren street.) Between Dan Peters' and Judge Skinner's residences. $6,000 on time.
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No. 105—Lot 25 ft. on Hoyne and Lot on Randolph street, between Hoyne and Ann, 3 story brick house now, $2,000 on time.
No. 106—Six Lots on Jackson and Prairie avenues, south of Dr. Goode's street, on long time.
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No. 204—600 acres fine farming land about four miles south-east of Chicago, $40 per acre on time.
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The Lake Forest Association have also a few lots, nearly for the farming purchaser of Wood Lawn. Terms, one-third down, three to ten acres each. Which will be sold at reasonable prices, and on long time.
The subscriber has, within the past year, sold over twenty-five hundred dollars worth of the lands belonging to the Lake Forest Association, and proposes to sell a few more all of which he will warrant to be perfectly satisfactory to the purchaser.
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A HOMESTEAD,
Consisting of a two-story Milwaukee brick House, out buildings, and one acre of land, in a thriving village, located in one of those beautiful and healthy Lake Towns in Wisconsin, only 2 miles from the city on the line of the Lake Shore Railroad.
Also, wanted to sell or exchange for city property,
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Late Physician and Surgeon to the Opthalmic and Aural Infirmary of London, Eng., whose reputation is so well known throughout the United States for skill and success as an operator on the EYE and EAR, has permanently located in this city for private practice, during which time he intends to devote himself exclusively to the CURE OF HURTED PATIENTS, many of whom had been totally blind for years, and others partially blind, who have since been restored to good sight by the use of glasses adapted to their case. Many have been long considered incurables of the blind, have been restored to hearing, and others who have been deaf and dumb from infancy have been made hear and speak—an operation believed to be impossible, and never before performed, except by the person on the American continent.
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All of which they offer at the LOWEST MARKET PRICE. Call and examine our Stock, which are of the
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Also, Gents' Dress Coats, Pants, Vests, Satin, made to order at short notice in the best manner.
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THE CITY INJUNCTION CASE.
The Opinion of the Judge—The Injunction Granted.
CHICAGO, JUNE 20, 1859.
Philip Dean et al
vs. Motion to enjoin.
The Mayor et al of the City of Chicago, et al.
In this case a bill was filed by complainant Dean, a tax payer and freeholder of the City of Chicago, to restrain the defendants from negotiating bonds executed by order of the Common Council of the City, and as it is alleged, without authority of law.
Upon objection being made by defendants, for want of proper parties, leave was given to complainants to amend bill by making all other tax-payers, except defendants, having similar interest with said Dean, parties complainants.
It is now objected by defendants that complainants cannot maintain the suit; that if maintainable, it can only be prosecuted by the State's Attorney in behalf of the State.
It is decided in numerous cases that when the injury affects the public, or a franchise is usurped or exercised in a manner not authorized, the remedy by bill or qua warranto in behalf of the State, and that private individuals cannot maintain suit in such cases, unless they can show that by reason of the act complained of they suffer damage peculiar to themselves distinct from the damage suffered by the public at large. (City of Georgetown vs. the Alexandria C. Co., 12 Peters, 91. Smith vs. the City of Boston, 7 Cushing, 254. Corning vs. Lowen, 6 Johnson, 439. Pilgrim vs. the Hartford Bridge Co., 14 Conn., 292. Dolittle vs. the Newark R. R. Co., 17 Conn., 372. Doolittle vs. Supervisors of Boon County, 18 New York R., 135.
There is also another class of cases, apparently in conflict with those before cited, in which it is decided that tax-payers and freeholders, as in the present case, may maintain a suit to prevent the officers of a municipal corporation from doing any act unauthorized, by which the tax-payers may be subjected to an illegal burden. (Davis vs. the Mayor of New York, 14 Barber, 67. Milhau vs. Sharp, 15 Barber, 193. Stuyvesant vs. Peaskell, 15 Barber, 244. De Peyster vs. the Mayor of New York, 11 Barber, 592. Wood vs. Draper, 24 Barber, 187.)
It is suggested in the able opinion of Judge Denio, in the case of Doolittle vs. Supervisors of Broome Co., that the latter class of cases may possibly be sustained upon the ground that the citizens of towns, as corporators, stand in a different relation to the local government from that which they sustain in other cases, but he declines giving any opinion upon the question. If the act was done, they would suffer no real injury, extending such as would be implied from the illegal exercise of a franchise.
Admitting the act to be a public grievance, and admitting that the State might maintain an action, it is apparent that the tax payers of the city as distinguished from the citizens of the State of people at large suffer special damage, and indeed are the only persons who can suffer anything more than nominal damage. If this is a correct view, these cases comes within the exception recognized in the first class of the complainants' cases suffering special damage, and the apparent conflict is reconciled.
Upon general principles when all parties interested in the object of the suit are before the Court, and the object is one of equitable jurisdiction it is sufficient.
I know of no power to enable the Court to form parties out of Court under such circumstances. This is not a proceeding to prevent the exercise of a franchise, to-wit: borrowing money, but to restrain the defendants from negotiating bonds under circumstances not authorized by law.
But whatever may be the true rule as deduced from the general authorities upon this question, it is evident that in this State the authority of tax payers to maintain a bill like the present is fully sanctioned. In the case of Cotton et. als. vs. Hanchett et. als. 13 Ill. 615, the complainants were tax payers of Ogle county, and filed their bill to enjoin the Supervisors of the county to restrain them from misapplying the money of the county.
The precise objection made in this case how before the Court was made in the Supreme Court, and was expressly decided by the Court. That case, if not exactly in point, is at least as strong as the present.
The remarks of the Court are very pertinent in the present case, showing this to be the proper and only effectual remedy in a case like the present. They say the Court: "They (the complainants) could not resist the payment of their taxes on the ground that the Board of Supervisors were about to misapply part of the County revenue, for the whole revenue would be collected together, and it would be impracticable to determine how much of the tax assessed against each individual was on account of the illegal application of the County funds." These remarks apply with full force in the present case. It is evident the complainants could obtain no redress whichwould be effectual, except in this form.
In a recent case, (May term, 1858,) Pretty man vs. Supervisors of Tazewell County, 19 Illinois 406, a single individual maintained a bill to restrain the Supervisors from issuing bonds to build a railroad. No objection was made as to parties so far as appears from the report. But the fact that no objection was made is an indication of the understanding of the profession upon the question, especially in a case of great importance, and exciting great interest, and defended by able and experienced counsel.
The main question whether the defendants are threatening to do an act unauthorized by law, and if so, whether it would in legal contemplation injuriously affect the complainants still remains to be considered.
The defendants having filed their answer, this cause is now in such a condition as to present a favorable position for the defendants, as the Court treats the answer as true.
As stated by both counsel, the question is one of great importance, and imposes upon the Court great responsibility, which as an individual I would gladly have avoided.
Yet when responsibility is thrown upon me officially, which I am unwilling to meet and discharge without fear or favor, I trust I shall have self-reliance enough to resign a position which I could no longer honorably retain.
If there are unfriendly and malicious motives prompting individuals who are urging this prosecution, and political objects to be effected by this proceeding, as has been intimated by counsel, I can only say I have no sympathy with or desire to promote such purposes. And I have yet to learn that any man or party sustains toward myself any relation requiring of me to decide or act upon any other question in regard to any considerations but the law of the case as I understand it.
If the consequence of granting the injunction would be as serious as contended for by the respondents, and blast the prosperity and credit of the city, it forms no apology for a dereliction of judicial duty, but is a powerful motive to urge the court to a deliberate and thorough examination of the law of the case.
The case has been most fully and ably argued on both sides, and respective theories of the opposing counsel fully elaborated and explained, and it only remains for the Court to decide which is the legal view of the case.
Though the question presented is simple in its statement, it involves substantially the condition of the future prosperity of the city.
That a municipal charter is a grant of power, and the corporation can exercise no power unless it is a granted power or necessarily implied in order to effectuate the powers expressly granted, are principles too familiar to require a citation of authorities.
That a charter, like every other statute or instrument, is to be construed together so that every portion may be operative and effective, is a well settled and familiar rule of construction.
It is contended by the defendants that in order to give force and effect to the numerous provisions of the charter, giving power to build bridges, etc., etc., that power to make contracts, pay for the same, and to borrow money to meet such obligations, is implied. And that the provision of the charter contained in the 56th Subdivision of the 4th Section of 4th Article, may be construed so as to allow the city to borrow, also the act complained of was lawful. If it is a limitation, the act was unauthorized and illegal. But even in that case it by no means follows that the Common Council have not all the powers, express and incidental, granted by the Charter, but that they must adopt another method than borrowing money for meeting the liabilities thus incurred. If it could be demonstrated that borrowing money was the only method of meeting the indebtiless necessarily incurred, it would be a good reason for applying to the Legislature for power to borrow more money, but no reason why a Court should usurp the province of the Legislature and their powers, or what would practically be the same thing, refuse to enjoin them, when they transcend their powers.
The fifth chapter of the Charter provides for levying taxes for various purposes to defray the contingent and other expenses of the city, not specially provided for, which taxes are constituted the general fund.
Thus the Legislature provided expressly this general fund to defray the contingent and other expenses of the City. They also provided, as before stated, that they might borrow money not exceeding one hundred thousand dollars in any one year, thereby giving an express limitation in relation to borrowing money. Language could not express the limitation in more positive and definite terms, and no argument can make the meaning more apparent than a simple repetition of language of the limitation. Not exceeding $100,000 in any one year. If this language means anything, it means that they may borrow a sum not exceeding that sum in one year, then language has no meaning, and words have ceased to be the representation of ideas.
Has the city then violated this provision as alleged in the bill? It is admitted by the answer that she has borrowed since the 1st day of January of the present year, more than twice that sum, besides the $100,000 which the complainants seek to enjoin.
But it is insisted or rather intimated that as the previous amount of money obtained has been paid out for previous indebtedness it is not a borrowing of money, within the meaning of the Charter, but is a payment. The limitation is nothing but a mere jumble of words without meaning, and all that is necessary to evade its force is to run reckless in debt, borrow money and borrow money to any amount to pay it the next, and so on from year to year. To call such a position a construction is an abuse of terms. Construction in law, as in everything else where the language is plain and unambiguous. To adopt any other rule would leave language to mean anything, according to the whim or caprice of the Judge, and make confusion worse confounded.
The use of the money after it is obtained cannot change the fact of obtaining money; that is a borrowing of money. What prevented its being applied to other purposes? Nothing.
It is not for the Court to answer, that extravagant administration has done the same thing, and that therefore this practice being a kind of contemporaneous exposition of the meaning of the law, the Court is disposed to
It is certainly a novel proposition that the constant violation of a charter entitles a corporation to continue its violation, and converts a reservation of power into a vested right. The books are full of cases where charters have been declared forfeited for violations on the part of the corporation, but I have yet to see a case sustaining the doctrine contended for in this case.
If former administrations have violated the charter as alleged, it is high time that the question was settled and the Common Council were restrained from the act complained of. The Legislature, as the supreme power in this involving the City in debt rather than any deficit in her ordinary law.
Instead of no rule of law, that permits a corporation more than an individual to plead a long continued and deliberate violation of law as a defense. Indeed, Bishop it is said, that corporations have no soul, those who manage their affairs are supposed to have, and as matter of fact impress their own moral character, as others by their acts, upon the corporation they represent. This is especially so still a municipal corporation; and if it is true that the pecuniary credit of a city is to be promoted by the avowed fact that her citizens are systematically and persistently violating her charter, I have studied the character of that inspiration of which the gentleman who tasted the muck rake, to very little purpose.
In my judgment no greater calamity could happen to the city than for the Court to sanction its established practice and policy was to borrow money in violation of the provisions of its charter. Neither can I subscribe to the assumption that it is a necessity or misfortune to a corporation that it is unable to borrow money. The present position of numerous over-taxed, if not bankrupt corporations, and towns in this and other States, demonstrated that a want of ability to borrow money would have been a great blessing instead of a misfortune.
It was insisted in the argument that unless the view taken by the defendants was sustained, the city government could not be carried on. The answer, so far as the duty of the court is concerned, is already given. But it may not be improper, though not necessary to the decision of the question before me, to say that by the 3d subdivision of the 1st section of the 5th article of the charter a bonded or funded debt is recognized, the power given to levy an annual tax to meet the accruing interest and the power to make an appropriation to pay interest on the public debt of the city is expressly reserved to the common council. And in all cases, by the 16th section of the amendatory act of the 14th February, 1857, as I understand it and still not doubt, the common council could obtain an extension of credit upon the existing debt of the city, from time to time, in all cases where the debts have been legally contracted. This might be done by giving new bonds in lieu of the old ones, payable at a future day, or by making an appropriation to pay the interest during the current year at the option of the holder. It is said that the money obtained by the recent loans was paid to liquidate an existing indebtedness, and that, practically, the same result is produced as if they had given new bonds in lieu of the old ones.
The answer is, that if the result is the same, it is gratifying, and not necessarily so, for the money might have been appropriated to any other purpose, and as shown by the answer, the money was partly, at least, appropriated to pay for money borrowed, in violation of the charter, under the pretence that the money was borrowed to be paid within the current fiscal year, and constituted a floating debt, and was not money borrowed within the meaning of the charter.
This is ingenious and plausible, but the coining of a new phrase cannot change the character of the act; nor will the court permit a party to evade the force of a law by giving an illegal act a different name. The object of the limitation in the charter is apparent, and the wisdom of the limitation is fully vindicated by the history of the proceedings of the city government under it, as set forth in the answer of the defendants.
In our State governments, the right of private property has ever been guarded by the people with great jealousy. The manner in which private property can be appropriated by the governments or agencies of the people is accurately and carefully defined by constitutions and charters. And yet, States, counties, and cities have been subjected to hardly less than the reckless extravagance of those in power.
It seems to be the inherent vice of all bodies having the power to make appropriations, to imagine that they are entitled to more, and that wisdom will die with them. The intelligence which they misapply in their private affairs, seems to desert them, and they are literally appropriate the money of others to objects in which, as individuals, they would be the last to embark. Instances of this kind in our own city will readily occur to every one familiar with the appropriations of the last few years.
The wisdom and necessity of such limitations is constantly felt by the numerous applications to enjoin such bodies from making illegal appropriations, and no proposition is better established than that the only effectual checks are the limitations thus imposed by the strong arm of the law conferring the limitation through the courts. Only thus can the rights of private property be maintained, and the people saved from

Financial and Commercial.

MONETARY

TUESDAY EVENING, June 28, 1859.

Eastern Exchange steady at 50 per cent. premium. Gold, in limited demand at the same rate. Discounts easy.

COMMERCIAL.

TUESDAY EVENING, June 28, 1859.

WHEAT REVIEW—THE WEATHER AND CROPS.—During the past week the weather has been generally favorable to the growing crops, especially wheat, which is reported, as looking well all over the Northwest. The hot weather of the past two or three days has given it a fine start, and there are but little traces of the frost left. The reports with regard to Winter Wheat are variable; but we note them all up as follows:—a good crop so far as regards quality, but not quite an average one. The reports with regard to Spring Wheat have been highly favorable until yesterday, when we received advices from Peoria that it is beginning to rust. How much truth there is in this report we cannot yet determine. It is the fervent hope of all that the fears of correspondents on this subject have been too easily excited. Oats look well, and have thus far escaped rust. Barley also looks well; but the crop will be small.

COMPARATIVE IMPORTS OF LEADING ARTICLES AT CHICAGO.

	Week ending June 28.	Prev. Week Ending June 21.	Same Week 1858.
Flour, bbls.	4,764	12,150	10,540
Wheat, bush.	1,815,000	1,845,000	1,401,000
Corn, bu.	152,564	207,917	1,277,779
Oats, bush.	10,000	10,000	1,000
Rye, bu.	1,000	570	34,574
Barley, bu.	2,000	2,120	114,140
Live Hogs, No.	68,304	4,071	1,305,000
Cattle, No.	1,000	1,000	1,000
Sheep, No.	1,000	1,000	1,000
Lumber, M. ft.	1,000	1,000	1,000
Shingles, M.	1,000	1,000	1,000
Lard, lbs.	1,000	1,000	1,000
Pork, bbls.	1,000	1,000	1,000
Beef, bbls.	1,000	1,000	1,000
Hides, No.	1,000	1,000	1,000
Tallow, lbs.	1,000	1,000	1,000
Wool, lbs.	1,000	1,000	1,000
Whisky, bbls.	1,000	1,000	1,000
Seeds, bbls.	1,000	1,000	1,000
Potatoes, bu.	1,000	1,000	1,000
Coal, tons	1,000	1,000	1,000
Wool, lbs.	1,000	1,000	1,000
Hay, tons	1,000	1,000	1,000

RECEIPTS AND SHIPMENTS BY CANAL TO-DAY.

RECEIPTS.		SHIPMENTS.	
Flour, bbls	2,444	Lumber, ft.	422,000
Wheat, bush	1,815,000	Shingles	1,000
Corn, bush	152,564	Pork, bbls	1,000
Oats, bush	10,000	Beef, bbls	1,000
Barley, bush	2,000	Lard, lbs	1,000
Rye, bush	1,000	Hides, No.	1,000
Hogs, No.	68,304	Tallow, lbs	1,000
Cattle, No.	1,000	Wool, lbs	1,000
Sheep, No.	1,000	Whisky, bbls	1,000
Coal, tons	1,000	Seeds, bbls	1,000
Wool, lbs	1,000	Potatoes, bu.	1,000
Hay, tons	1,000	Coal, tons	1,000
Total	1,000	Total	1,000

The receipts and shipments of Breadstuffs, etc., during the past twenty-four hours were as follows:

	Flour, Wh't.	Corn.	Oats.	Barley.	Rye.	Hogs.
By Lake	2,444	152,564	10,000	2,000	1,000	68,304
By Canal	1,000	1,000	1,000	1,000	1,000	1,000
By R. R.	1,000	1,000	1,000	1,000	1,000	1,000
By Wagon	1,000	1,000	1,000	1,000	1,000	1,000
Total	1,000	1,000	1,000	1,000	1,000	1,000

DESTINATION BY LAKE, JUNE 27.

To Buffalo	Flour, bbls.	Wheat, bush.	Corn, bush.	Oats, bush.	Barley, bush.	Rye, bush.
To Collingwood	1,000	1,000	1,000	1,000	1,000	1,000
To Other Ports	1,000	1,000	1,000	1,000	1,000	1,000
Total	1,000	1,000	1,000	1,000	1,000	1,000

The *Nova Scotia* was telegraphed this evening with Liverpool dates to the 15th. Flour had declined 2s@3c—American being quoted at 19s 6d@19s 9d, without buyers. Wheat had declined 2d@4d—White Western being quoted at 10s@10s 6d, and Red Western at 9s@9s 6d. Corn dull and declined on all qualities—quoted at 5s @5 4d for mixed.

The *Arabia*, with Liverpool dates to the 16th, was telegraphed this evening. Breadstuffs were dull at the decline brought by the *Nova Scotia*.

The Wheat market to-day was dull and inactive, at a decline of 2@3c. About 40,000 bushels were sold, mostly for future delivery, at $1.25 for No. 1 Red; 1.09@1.09 for No. 2 Red; 1.03 for No. 1 Spring; 80@82c for Standard Spring; 80c for No. 2 Spring; and 76c for Rejected—closing dull. Corn was less active and prices were unchanged. About 10,000 bushels were changed hands at 46@46½c for No. 1 in store; and 45@45½c for No. 2. Oats quiet, with sales of No. 1 at 37c in store. No transactions in Rye or Barley. A small lot of Buckwheat was sold at $1.38 per 70. Highrines inactive. Provisions quiet. A sale of 100 bbls Country Mess Pork was made to-day at $16.50. Wool active and firm. Hides firm.

RECEIPTS AND SHIPMENTS AT MILWAUKEE LAST WEEK.—The receipts and shipments of Breadstuffs at Milwaukee last week were:

	Receipts.	Shipments.
Flour, bbls	4,000	2,000
Wheat, bush	4,000	70,715
Corn, bu	1,000	1,000
Oats, bu	1,000	1,000
Barley, bu	1,000	1,000
Rye, bu	1,000	1,000

Yesterday at Milwaukee, No. 1 Spring sold at 85c—a decline of 2c.

DETROIT.—Receipts at Detroit last week were as follows:

	Receipts.	Shipments.
Flour, bbls	1,000	1,000
Wheat, bush	1,000	Wheat, bush. 1,000
Corn, bu	1,000	Corn, bush. 1,000
		Oats, bush. 1,000

CINCINNATI, June 27.—Receipts, 1,623 bbls Flour; 335 bu Corn; 670 bu Wheat; 4,485 bu Oats; 300 bu Barley; 0 bu Rye. The Commercial reports Flour dull and unchanged. Whisky dull but not lower. Wheat and corn unchanged. Oats 3c lower. Provisions in moderate demand at 7@9c. Mess Pork, $15.74.

ST. LOUIS, June 27.—The market for Flour is inactive, and prices drooping, though not generally lower. Wheat inactive and prices nominally downward. There is but a limited business doing, and prices range from 75@81.90. Corn.—The market is unchanged in every respect, and the business doing is quite moderate at 72@73c for mixed. Oats steady and prices unchanged; sales at 47@47c. Hemp in moderate demand, and prices firm at $11@11.15. Lard dull and prices nominal at 11c for prime to fair. Whisky firm with a moderate demand at 27c. Receipts by river and railroad up to noon to-day: 2,000 bags flour, 6,000 do corn.

RECEIPTS AT TOLEDO.—The receipts at Toledo of flour, wheat, corn, and barley, for the third week of June in 1859 and 1858, have been as follows:

	Flour, bbls.	Wheat, bu.	Corn, bu.	Barley, bu.
1859	1,000	1,000	1,000	1,000
1858	1,000	1,000	1,000	1,000
Inc.	1,000	1,000	1,000	1,000
Dec.	1,000	1,000	1,000	1,000

The aggregate of the receipts of the above articles so far for the years 1859 and 1858, have been as follows:

	Flour, bbls.	Wheat, bu.	Corn, bu.	Barley, bu.
1859	1,000	1,000	1,000	1,000
1858	1,000	1,000	1,000	1,000
Inc.	1,000	1,000	1,000	1,000
Dec.	1,000	1,000	1,000	1,000

Reducing the wheat to flour, the deficiency of the receipts in 1859 is equal to 800,726 bbls of flour.

NEW YORK—Receipts June 25—Flour, 10,511 bbls; wheat, 1,029 bu; corn, 39,800 bu; Oats, 35,000 bu; Rye, 1,322 bu.

Weekly Review of Chicago Market.

TUESDAY EVENING, June 28, 1859.

FREIGHTS—Lake freights during the past week have been very scarce, and rates have ruled low. The following charters were made during the week:—Propeller W. H. Crosby, corn to Buffalo at 3c; schr. Live Yankee, wheat to Milwaukee at 2c; schr. Afton, corn to Cleveland at 2c; props. Pittsburgh and Fire Queen, wheat to Buffalo at 4½c; schr. Fire Queen, corn to Oswego at 4½c; schr. Flora Watson, oats to Buffalo at 2½c; prop. Iowa, corn to Buffalo on p.t.

Flour is 5@10c less to Montreal, via Collingwood and Grand Trunk R. R., at 30c, and by steamer from Toronto at 40c. Flour to Buffalo, 15c; to New York, by Lake and Erie Canal, 25c; to New York, by Lake and Rail, 65c.

FLOUR—Receipts last week, 8,764 bbls; shipments, 14,197 bbls. The market during the week has been without any movement whatever, and we have reported no sales, except for city trade. There is no demand for shipment either to New York or Canada and the prospects of the trade look gloomy. In the absence of any inquiry, holders have been shipping freely to the East, and the stock has thus been materially reduced during the past few weeks. Still it is much larger than usual at this season of the year. The sales to the city trade have been at the following rates:—White Winter $6.90@7.35; Red Winter, 6.20@; Super Extra, 4.75@5.75 for good to very choice; Extra, 4.50@4.65. Today there were no transactions reported.

WHEAT—Receipts last week, 56,339 bu; shipments, 96,287 bu. The Wheat market during the week has ruled low, and has been without any material change in prices. The light receipts and a strong speculative feeling caused a temporary spurt on Friday and Saturday last, by which a slight improvement was secured. The new crop is coming in by the *Bronson* and the *Pewaukee*, trained 7 and 12 cars, however, caused a fresh decline, and prices are now at the level which they found at the beginning of the week. The sentiment seems to be pretty fully in favor of buying; with some shipping demand for Red Winter, which has been more steady at a range of $1.20@1.26. At the beginning of the week, a cargo of No. 1 Spring was bought and shipped to Milwaukee for milling purposes, at a range of $1.04@1.07. The sales of the week will be found in the following table:

Date.	No. 1 Spring.	No. 2 Spring.	Rejected Spring.	Red Winter.	No. 1 Red.
	Amount sold.	Price.	Amount sold.	Price.	Amount sold.	Price.	Amount sold.	Price.	Amount sold.	Price.
June 21	1,000	1.04	1,000	1.00	1,000	0.90	1,000	1.20	1,000	1.25
June 22	1,000	1.04	1,000	1.00	1,000	0.90	1,000	1.20	1,000	1.25
June 23	1,000	1.04	1,000	1.00	1,000	0.90	1,000	1.20	1,000	1.25
June 24	1,000	1.04	1,000	1.00	1,000	0.90	1,000	1.20	1,000	1.25
June 25	1,000	1.04	1,000	1.00	1,000	0.90	1,000	1.20	1,000	1.25
June 26	1,000	1.04	1,000	1.00	1,000	0.90	1,000	1.20	1,000	1.25
June 27	1,000	1.04	1,000	1.00	1,000	0.90	1,000	1.20	1,000	1.25

To-day the Wheat market was very dull and suffered a still further decline of 2@3c. Sales were as follows:—Winter—No. 1 Red at 1.25; 200 bu do at 1.20; 500 bu No. 2 Red at 01.13; 200 bu do at 01.09. Spring—600 bu No. 1 at 01.04; 4,000 bu Standard at 92c; 1,000 bu do at 92c for to-morrow; 1,000 bu do at 90c, seller's option all this week; 2,000 bu do at 91c; 4,000 bu do at 91c for August; 2,000 bu do at 90c, seller's option till Friday; 3,000 bu do at 91c, seller's option all this week; 2,000 bu do at 90c; 2,000 bu do at 90c for to-morrow; 4,000 bu do at 90, seller's option all next week; 4,000 bu do at 90c, seller's option till Friday; 1,000 bu No. 2 Spring at 80c; 700 bu Rejected at 75c.

CORN—Receipts last week 139,164 bu; shipments 188,656 bu. The market during the week has been very firm, and an advance of 2c on the selling prices a week ago has been gained. At the close, however, the market shows symptoms of weakness, and buyers have the advantage. The receipts have been very moderate, while there seems to be a fair shipping demand. The sales during the week will be found in the following table—the prices of No. 1 and No. 2 being given "in store" and Canal and River "afloat:"

Date.	No. 1.	No. 2.	Rejected.	Canal.	River.
	Amount sold.	Price.	Amount sold.	Price.	Amount sold.	Price.	Amount sold.	Price.	Amount sold.	Price.
June 21	1,000	0.46	1,000	0.45	1,000	0.44	1,000	0.43	1,000	0.42
June 22	1,000	0.46	1,000	0.45	1,000	0.44	1,000	0.43	1,000	0.42
June 23	1,000	0.46	1,000	0.45	1,000	0.44	1,000	0.43	1,000	0.42
June 24	1,000	0.46	1,000	0.45	1,000	0.44	1,000	0.43	1,000	0.42
June 25	1,000	0.46	1,000	0.45	1,000	0.44	1,000	0.43	1,000	0.42
June 26	1,000	0.46	1,000	0.45	1,000	0.44	1,000	0.43	1,000	0.42
June 27	1,000	0.46	1,000	0.45	1,000	0.44	1,000	0.43	1,000	0.42

To-day the market was less active, and prices were slightly lower. Sales were as follows:—No. 1 at 46c in store; 1,000 bu do at 46c; 1,000 bu do at 45½c in store; 1,000 bu do at 45½c; 1,000 bu do at 45c for to-morrow; 1,000 bu do at 45c, seller's option all this week; 2,000 bu do at 45c; 1,000 bu do at 45c for August; 2,000 bu No. 2 at 45c; 1,000 bu do at 45c for to-morrow; 1,000 bu do at 45c, seller's option all next week; 4,000 bu do at 45c, seller's option till Friday; 1,000 bu do at 44c; 1,000 bu do at 44c for to-morrow; 1,000 bu Rejected at 42c; 1,000 bu do at 42c for to-morrow; 1,000 bu do at 42c, seller's option all this week; 2,000 bu do at 41c; 4,000 bu do at 41c for August; 2,000 bu do at 41c, seller's option till Friday; 3,000 bu do at 41c, seller's option all this week; 2,000 bu do at 40c; 2,000 bu do at 40c for to-morrow; 4,000 bu do at 40, seller's option all next week; 4,000 bu do at 40c, seller's option till Friday; 1,000 bu No. 2 Spring at 40c; 700 bu Rejected at 39c.

OATS—Receipts last week, 15,429 bu; shipments, 13,326 bu. The market for the past week has been a shade firmer and more active, under a good home demand, with some inquiries for shipment East. Sales of No. 1 have ranged from 36@38c in store and rejected, 34@35c.

TO-DAY, the market was less active. Sales were: 1,000 bu No. 1 sold at 37c in store.

RYE—Receipts last week, 1,322 bu. There has been no market to-day. Nothing doing.

BARLEY—Receipts last week, 231 bu; shipments, 212 bu. The market has been entirely without any movement, and we quote it nominal at 40@50c.

BUCKWHEAT—It is sold this morning at 1.25.

ALCOHOL—Receipts last week, 0 bbls; shipments 59 bbls. Manufacturers' prices 35c; dealers' prices, 37@38c.

BROOM CORN—Receipts last week none; shipments 500 lbs. Market nominal at $3@3½@0.00 ₮ ton.

BEANS—Receipts last week none; shipments none. The market closes very dull, with sales at four@1.00 for common to prime. A few lots of choice white navy were sold during the week at 1.25@1.30.

BUTTER—Receipts last week, 26,420 lbs. The market is steady, with a limited shipping demand at 10@11c for fresh and 11@12c for choice packed.

CORN MEAL—Bolted $2.60 per 100; Unbolted $2.37.

COFFEE—Market steady, with a fair demand at the following quotations: Rio 11@12½c; Laguayra 12@13½; Maracaibo, 13@13½; Java, 15@16; Mocha, 19@21c.

CANDLES—Tallow, 12@13½c; Pressed do 16c; Stearine, 18@19c; Star, 19@21c.

COAL—Receipts last week, 2,221 tons; shipments, 110 tons. The market is very dull. We hear of one cargo of Ormsby Coal being sold, but the terms are private. We quote the market for cargoes nominal at 8c for Briarhill; 8.50 for Chippewa; 8.50 for Lehigh; 6.75@7 for Illinois, and 6.50@7 for Kentucky. Arrivals—Lackawanna, 200 tons. Shipments—Illinois, 110 tons.

LEATHER—Market quiet at following quotations: Oak Sole, Spanish weights, 26@30c; Buenos Ayres, 26@28c; Slaughter Sole, 30@35c; Oak Upper, 30@35c; Hemlock Calf, 75@90c; French Calf, $1.50@2.00; Kip, 75@90c; Hemlock Upper at 25@30 ₮ doz. Oak Upper Leather, 30@35c.

LIME AND PLASTER—Lime in bbls, $1@1.10; Lime in bulk, 70@80 c; Hair, common, $0.40@0.75; Extra do at $1.00@1.25; Land Plaster, $1.50@1.62½; Cement, $1.10@ 1.20; Ploughing Hair, 60c; New York Water Lime, $1.10@ 1.25.

LEAD AND SHOT—Receipts last week, 145,000 lbs; shipments, 85,000 lbs. Market firm with an upward tendency. We quote the following quotations: Pig Lead, 7½c; Sheet Lead, 6½@7c; Bar Lead, 7½c; Pipe, 8c; Drop Shot, at 7@ 9 ₮ keg of 25 lbs; Buck Shot, $1.10 ₮ keg.

NAVAL STORES—Rosin, 03.50 ; Pitch, 04.00 ; Tar, 4.25 ; N. C. Oils, 0.00.

LIQUORS—Pure apple jersey, BRANDY; Common Old Whisky, 25c; Pike's Magnolia do, 30c; Pabst's "Magnolia" do, 35c; Pabst's "Imperial" do, 37c; A. Seligmitz "Gem" do, 40c; Pabst's "Extra" do, 45c; Pabst's "Old Tom" Gin, 0.00@0.00; Cognac Brandy, do, 0.00@0.00; Irish Gin 0.00.

PROVISIONS AND LARD—Receipts, last week, 1,100 bbls Pork; 280 lbs cured meats; and 2½ 000 lbs Lard.—The shipments during the same period were 1,100 bbls Pork; 12,040 lbs cured meats, 4,000 lbs lard. Mess Pork—The stock continues light, and the demand is very limited. Sales during the week have been small lots at 0.00@0.00 ₮ bbl. To-day we have a sale of 100 bbls country mess at 16.50.—Nominal, at 0.00@0.00. Cut Meats—Some lots of shoulders were sold during the week at 4½@5c; but at the close the market is dull. No inquiry for hams. Range—There is an inquiry for shoulders at 7c, but the stock is light and sales are made to the retailers at 7½c. Hams, 9@ 10c. Lard—There is no inquiry, and it is generally held at 10@10½.

POTATOES—Receipts, last week, 35,000 bu. Shipments, 40 bu. The supply during the week has been large, and the demand light, and prices have declined from the close, however, the demand is not so active, and there is a good deal on hand. Sales during the week were: 100 bu Prince Alberts at 40c; 300 bu Rochesters at 40c; and 500 bu mixed Early Rose, at 38c; 300 bu Rochesters at 40c; 100 bu Prince Alberts